1 REPORTER'S RECORD **74145** 2 VOLUME 64 OF 65 VOLUME 3 TRIAL COURT CAUSE NO. F00-02424-NM 4 THE STATE OF TEXAS IN THE DISTRICT COURT 5 VS. DALLAS COUNTY, TEXAS JEDIDIAH ISAAC MURPHY 6 194TH JUDICIAL DISTRICT 7 FILED IN 8 EXHIBIT VOLUME COURT OF CRIMINAL APPEALS 9 5 2001 DEC APPEARANCES: 10 Troy C. Bennett, Jr., Clerk HONORABLE BILL HILL, Criminal District Attorney 11 Crowley Criminal Courts Building 12 Dallas, Dallas County, Texas Phone: 214-653-3600 13 BY: MR. GREG DAVIS, A.D.A., SBOT # 05493550 MS. MARY MILLER, A.D.A., SBOT # 21453200 FOR THE STATE OF TEXAS; 15 MS. JANE LITTLE, Attorney at Law, SBOT # 12424210 MR. MICHAEL BYCK, Attorney at Law, SBOT # 03549500 16 MS. JENNIFER BALIDO, Attorney at Law, SBOT # 10474880 Dallas County Public Defender's Office 17 Phone: 214-653-9400 FOR THE DEFENDANT. 18 \*\*\*\*\* 19 20 On the 26th day of February, through the 30th day of 21 June, 2001, the following proceedings came on to be heard in the above-entitled and numbered cause before the Honorable F. 22 Harold Entz, Jr., Judge presiding, held in Dallas, Dallas 23 24 County, Texas: Proceedings reported by machine shorthand,

25

computer assisted transcription.

Case 3	10-cv-00163-N	Document 42-15	Filed 05/05/10	Page 2 of 533	PageID 11522 Page 2	
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STATE'S EXHIBIT



Page 1 of 4

CHIEF COMPLAINT AND IDENTIFYING INFORMATION: The patient is a 24-year-old single white male who presents stating "I can't go on."

HISTORY OF PRESENT ILLNESS: The patient reports a history of bipolar II disorder and dissociative identity disorder. He is currently followed by Dr. Estabrook at Glen Oaks. The patient reports that he has been feeling more depressed and hopeless recently. He reports a current suicidal plan of overdosing. He states he has not been sleeping very well. He reports frequent nightmares. He reports appetite decline with weight loss. His energy has been poor. He states that he wants to stay in bed all the time. He feels like he is oversedated from his medications. He reports increasing dissociative episodes. He reports that one of his alters is very aggressive. He reports auditory hallucinations "all of the time."

Recent stressors include relationship problems and starting a new job next week.

PAST PSYCHIATRIC HISTORY: As mentioned he is currently followed by Dr. Estabrook at Glen Oaks. He was recently discharged from Glen Oaks earlier this month. He has been involved in drug rehabilitation in the past. He also states that he has been involved in AA, has a sponsor.

SUBSTANCE ABUSE HISTORY: He does have a significant history of alcohol use. He used to drink an eighteen pack a day. He did this for four or five years. His last use of alcohol was about two months ago.

History of Withdrawal: He does report a history of tremors and nausea.

Related Medical/Social/Vocational/Legal Problems: He reports two to three Public Intoxication charges.

### MEDICAL HISTORY:

Past hospitalizations/surgery: He reports numerous surgeries. He states that he was shot in the hand and the lung in the past. He had an appendectomy in 1994. He had arthroscopic surgery on both knees in 1996.

Serious illnesses: Patient denies.

Review of systems: He states that currently he is okay physically.

Immunization status: Unsure

Dental exam status: Last dental examination was one and a half months ago.

MEDICATION HISTORY: Current medications include Haldol 5 mg q h.s.; Effexor unknown dosage; Seroquel 100 mg t.i.d.; Depakote 250 mg t.i.d.



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89018 MR#: AP

UNIT: ADMIN. DR.: S. Richard Roskos, M.D.

age 2 of 4

Previous Medication Trials: Ativan and Klonopin.

Medication Allergies: Iodine

### PERSONAL/SOCIAL HISTORY:

Developmental History: The patient reports normal birth and states that he met developmental milestones on time. He lived with his biologic parents until age five. At age five his father died. He went to a foster home at that point.

Family/Martial History, Social Support Current Living Situation: He is currently living alone. He has never been married. He states that he has a two-year-old daughter. He does report relationship problems. He states that his mother is supportive.

Family Psychiatric History: His father abused alcohol and died of liver cirrhosis. His brother

is an alcoholic. His paternal grandparents used alcohol.

Vocational History: He reports that he is currently unemployed. He states that he is suppose

to start a new job next week.

Educational History: Graduated from high school. Spiritual Orientation: States that he is Baptist.

Cultural Issues: The patient denies. Legal Issues: The patient denies.

Physical/Sexual Abuse: The patient reports that he was sexually abused by his adoptive father

from age three to six.

### MENTAL STATUS EXAMINATION:

- 1. GENERAL APPEARANCE, BEHAVIOR AND SPEECH: The patient is well-developed, well-nourished appearing. He is casually groomed. He does appear sedated and his speech is mildly slurred. He is cooperative and makes fair eye contact.
- 2. MOOD AND AFFECT: Mood is "depressed." Affect is congruent.
- 3. SENSORIUM:

Orientation: He is mildly sedated. He is oriented to person, place, time and situation.

4. GENERAL INTELLECTUAL EVALUATION:

Memory: Immediate, recent and remote memory are fair.



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Judgement: Limited

General Fund of Knowledge: Intelligence is average.

### 5. THOUGHT:

Flow of Thought: Thought process is logical and goal-directed.

Content of Thought: He reports suicidal thoughts with the plan of overdosing. He denies homicidal thoughts. He states that he experiences auditory hallucinations most of the time. He reports a history of visual hallucinations, but none now.

### PROVISIONAL DIAGNOSES:

1. Bipolar II Disorder, depressed AXIS I.

2. Dissociative Identity Disorder

AXIS II. Deferred

No Apparent Medical Problems AXIS III.

Moderate AXIS IV.

Current GAF of 30; Highest GAF past year of 45-50 AXIS V.

### PROBLEM LIST/JUSTIFICATION FOR ADMISSION:

1. □ Impaired reality testing

2. Diagnostic evaluation, drug therapy or treatment requiring continuous observation

3. 

Impaired social, educational, or occupational functioning related to psych diagnosis

### STRENGTHS/ASSETS

1. □ Ability to provide for ADLS

2. 

□ Effectiveness of support system in and beyond immediate family

3. □ *Motivation* for treatment

4. 

Readiness to learn

### RECOMMENDATIONS

Inpatient Hospital Unit: Admit to the Adult Psychiatric Program.

### PRELIMINARY TREATMENT PLAN

1 □ Discharge and aftercare planning



MURPHY, JIM NAME:

MR#: 89018

AP UNIT:

ADMIN. DR.: S. Richard Roskos, M.D.

age 4 of 4

Physical activities: Regular

Follow up medical care: With primary care physician.

Aftercare therapy: The patient has a medication management follow-up appointment scheduled with MHMR for Wednesday, 10-13-99 at 1:00 p.m. with Kin Kaiser in Terrell, Texas.

PROGNOSIS: Prognosis is fair.

S. Richard Roskos, M.D.

Date Dictated: 11/07/99 Date Typed: 11/10/99 Transcriptionist i.d.: jw

Job #: 2191



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NAME:

MURPHY, JIM

**MR#**:

89018

**UNIT:** 

AP

ADM. DR.: S. Richard Roskos, M.D.

Page 4 of 4

2 

Medical consultation and baseline laboratory studies

3 

Stabilize behavior and facilitate rapid diagnosis

4 

Psychopharmacologic evaluation and treatment

5 □ Social/Family assessment

6 
Continuous skilled observation in a safe environment

Date Dictated: 10/09/99 Date Typed: 10/11/99 Transcriptionist i.d.: jw

Job #: 1238

irhart, M.D.





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MURPHY, JIM NAME:

89018 **MR#**: AP **UNIT:** 

ADMIN. DR.: S. Richard Roskos, M.D.

Case 3/10-cv-00163-N Docoment 40-450 ATEQ 05/05/10 Profe 1 of 533 Page 0 11531
(May be completed by QMHP or Physician)
T WILLWOW Accompanied by
"H- 11 -2(010 Date_10 Date_10</td
ENTIFYING INFORMATION AND CHIEF COMPLAINT " I can't go on
48Nf Bit Fares
•
HISTORY OF PRESENT ILLNESS
Whistory of the depression with hopeleness
1 ACTIVITY Dan A OD
+ reported Jana (4h) a night Inightmaris
Di reported Vagnetile wi weight closs.
Pl reported vapperes of bed all time
Dt reported I dissociative epicole - pt black out for
Nejobits
- 2 days 2 sisterius of 1000xted on I he personalitu
Pri reported 7 surffring - pri reported on your forming to very aggressive - less week - pri had as be redvained.  Pri reported 7 auditory hallucinations fall of the fine.
6 very aggressive - distribution of the fine.
Pleported 1 anarons water
CANTE STRECONS: relationship Pyllams, to
RECENTIAL MOLE STRESSING Next week-
stand a Mr Jok
PAST PSYCHIATRIC HISTORY  ON 104 - HONO LUMC SUPERIOR
DI QC 11 8111 000 300 96
Pt upt at Glene Oaks for 30 day - sept staver-Marchal
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It reported he has been in AFT VOS a syavesor
recent 2mus ag
TO AREDI ATAIN
MENTAL HEALTH SYSTEM"  Allending To St. ROSKOS
AP9-1-75
ge 1 of 5
Trial 497-1 INITIAL EVALUATION

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 12 of 533 Page 0 11532 **INITIAL EVALUATION** UBSTANCE ABUSE HISTORY Amount/Route Substance ALCONO Duration History of Withdrawal VIMOVS, NOUNCLA Related Medical/Social/Vocational/Legal Problems MEDICAL HISTORY Serious Illnesses: Past Hospitalizations/Surgeries: Pt reported numerous SUNOLUE. the hand & lung. Pt reported appendectome-Review of Systems: Pl 10000 nmunization Status: 💯 Unoun st Dental Examination: <u>M</u> roported TB Screen: □ Night Sweats · D Productive Cough □ Exposure ☐ Hx. of Alcohol/Chemical Abuse MEDICATION HISTORY Psychiatric Psycrians
Dose/Duration Last Taken Medical Name Dose/Duration Last Taken Conoral Medication Allergies LOO

TIMBERLAWN MENTAL HEALTH SYSTEM**
MENTAL HEALTH SYSTEM"

A tending Physician

A tending

### INITIAL EVALUATION

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Case 3:10-cv-00163-N Document HZALS E	Wiedination Page 1	4 of 533 Page(D 11534
Risk Assessment: Harm to Self:Others:	_: High risk: Medium	RiskLow risk
History of Suicide Attempts: P1 6D 11/97		
Plan/ Means/ Intent: 14 1000 CO	went plan	N ND
The second secon		we are a same
History of Aggressiveness: 1 New 7	agglessiones	- has a
(check all that are appropriate) Plotonality 41	ratio aggres	ove -photaly
1.   Severe behavioral disturbances, psychopathology	y or disorganized behavior	7
2. □ Runaway or escape behavior		
3. □ Assaultive behavior		
4. /2 Impaired reality testing		
5. Diagnostic evaluation, drug therapy or treatment	requiring continuous observati	ion
6. Impaired social, educational, or occupational fund	ctioning related to psych diagr	incie
7.   Alcohol or chemical addiction, abuse or dependent		. +
8.   Legally mandated involuntary admission		
STRENGTHS/ASSETS		
(check all that are appropriate)		
1. Ability to provide for ADLS	•	
2.   Effectiveness of <u>support system</u> in and beyond in	nmediate family	
Motivation for treatment		
4.   Stability and support of <u>employment</u>		
5. □ <u>Educational</u> attainment and intellectual skills		
6. □ <u>Insight</u> into and judgement regarding current prob	olem/problems	
7. Range of <u>interests</u> in hobbies, sports, arts, music		
8.  □ Functionality of marriage and family system	, rouding	
9. Readiness to learn	•	
RECOMMENDATIONS		
Inpatient Hospital Unit: AP	Dr	de la
Partial Hospital Unit:	Referred By:	1-10.00
Outpatient Services Clinic:		
□ Individual □ Family/Couples	□ Group	□ Med Eval
PRELIMINARY TREATMENT PLAN	,	d Med Eval
1. Discharge and aftercare planning	5. Social/Family	assessment
2. Medical consultation and baseline laboratory studie	1.0	killed observation and safe
3. Stabilize behavior and facilitate rapid diagnosis	environment	
4. Psychopharmacologic evaluation and treatment	7.   Medical detox	difference
MATED LENGTH OF STAY		0-9-99-
To aprior area	Patient Name	
THE LIVIBERLAWN	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
MENTAL HEALTH SYSTEM*	Attending Physicias KOS Unit AP 9-1-75	***************************************
Page 4 of 5		
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## Case 3:10-cv-00163-N Documenti 42-EVALUED TOOM5/10 Page 15 of 533 Page D 11535

(This section MUST be completed by Physician if Patient is Admitted)

ipleted PART I)	ental Status Exam (Does not need to be completed if physician
24 g/o ough an repre	t- (-)
Bisula II dingde al	DID SHOW OF
more diprossed - isoprer	DIO. Stles to las been pas 57 à plan 600.
Reports being over-sol	to 11
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79	
PROVISIONAL DIAGNOSIS	
AXISI 1) Bysolo II diso	ale ligeeses.
2)	
3)	
AXIS II Suferred	
AXIS III	
AXIS IV (specify) moslerate	•
AXIS V (current) 30	(highest in past year)
ETERMINATION OF PRELIMINARY EXAMIN pon basis of preliminary examination, I determine that the orn hospitalization and admit such as a (circle one)	NATION
I found the patient to be factuall	y competent Yes I No
MHP Signature (who completed PART I, if other than phy	10-9-99
ysician Signature	10 Date 10/9/99
TIMBERIAWN MENTAL HEALTH SYSTEM**	Patient Name
4	Unit · ROSKOS
IITIAL EVALUATION	MR 4MG

je 5 of 5

Page 1 of 2

### **VITAL SIGNS:**

**BLOOD PRESSURE: 124/70** 

PULSE: 100 regular

RESPIRATIONS: Nonlabored

HEIGHT: 5'9"

WEIGHT: 136 pounds

PRESENT ILLNESS: This is a twenty-four-year-old male, who is admitted for depression. He has no chronic medical problems. His weight is unchanged.

PAST MEDICAL HISTORY: Surgical--gunshot wound left hand 1994 with subsequent operations; gunshot wound right lung 1994; appendectomy 1988. Allergies--iodine.

REVIEW OF SYSTEMS: Head and neck--grinds his teeth and complains of jaw pain. Cardiorespiratory--no chest pain or shortness of breath. GI--no weight loss. GU--negative.

GENERAL: This is a well-developed, well-nourished male in no distress.

HEENT: Head was normocephalic, no signs of trauma. Eyes - sclerae clear, pupils are equal, round and reactive. EOMs intact. Ears - TMs clear. Mouth - Tongue in midline, uvula elevates normally, no lesions seen.

NECK: Supple, no thyromegaly or nodules. Upstrokes are normal.

CHEST: Clear.

HEART: S1 and S2 normal. No murmurs, gallops, or clicks.

ABDOMEN: Benign, soft, nontender, no masses.

EXTREMITIES: No edema, no tremor, pulses intact.

LYMPHATICS: No cervical or axillary adenopathy.



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NAME:

MURPHY, JIM

MR#:

UNIT/ROOM#: AP

ACCT.#:

ADMIN. DR.: S. Richard Roskos, M.D.

89018

**ADMIT DATE: 10/09/99** 

### PHYSICAL EXAM

**Chart Copy** 

Page 2 of 2

NEUROLOGICAL: Cranial nerve testing - grossly normal vision, normal extraocular movements, normal muscles of mastication, normal facial symmetry, normal hearing, normal phonation, normal elevation of the uvula, normal trapezius muscle strength, normal tongue movements. Cerebellar testing - Finger-nose-finger normal. Reflex testing is normal, symmetric. No clonus. Hoffmann's absent. Strength testing is normal and gait is normal.

### **IMPRESSION:**

1. Normal exam.

Paul Neubach, MD

Date Dictated: 10/10/99 Date Typed: 10/12/99 Transcriptionist i.d.: pr

Job #: 1266



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NAME:

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MR#:

89018

UNIT/ROOM#: AP

ACCT.#:

ADMIN. DR.:

S. Richard Roskos, M.D.

Case 3:10-cv-00163-N Qo ument 42-15; (1) d 05/ DEPÄRTMENT OF HEALTH EDUCATION, AND WELFARE PUBLIC HEALTH SERVICE

PUBLIC HEALTH SERVICE

ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH ADMINISTRATION NATIONAL INSTITUTE OF MENTAL HEALTH

### ABNORMAL INVOLUNTARY MOVEMENT SCALE (AIMS)

M106901 10-9-99
M89018
MURPHY, JIM
DR. ROSKOS
AP 7-1-75

INSTRUCTIONS:

Complete Examination Procedure (reverse side) before
making ratings.
MOVEMENT RATINGS: Rate highest severity observed.

Rate movements that occur upon activation one less than those observed spontaneously.

Code: 0 = None
1 = Minimal, may be extreme normal
2 = Mild
3 = Moderate
4 = Severe

•	those observed spontaneously.	3 = Moderate 4 = Severe	•
		(Circle One)	
	Muscles of Facial Expression     e.g., movements of forehead, eyebrows, periorbital area, cheeks; include frowning, blinking, smiling, grimacing	(b) 1 2 3	4
FACIAL AND ORAL MOVEMENTS:	. 2. Lips and Perioral Area e.g., puckening, pouting, smacking	0 1 2 3	4
MUVEMEN 13:	Jaw     e.g., biting, clenching, chewing, mouth opening, lateral movement	(O) 1 2 3	4
	Tongue     Rate only increase in movements both in and out of mouth,     NOT inability to sustain movement	0 1 2 3	4
EXTREMITY MOVEMENTS:	5. Upper (arms, wrists, hands, fingers) Include choreic movements, (i.e., rapid, objectively purposeless, irregular, spontaneous), athetoid movements (i.e., slow, irregular, complex, serpentine).  DO NOT include tremor (i.e. repetitive, regular, rhythmic)	0 1 2 3	4
	Lower (legs, knees, ankles, toes)     e.g., lateral knee movement, foot tapping, heel dropping, foot squirming, inversion and eversion of foot	: 0 1 2 3.	4
TRUNK MOVEMENTS:	7. Neck, shoulders, hips e.g., rocking, twisting, squirming, pelvic gyrations	0 1 2 3	4
	8. Severity of abnormal movements	None, normal Minimal Mild Moderate	2 3
	9. Incapacitation due to abnormal movements	Severe	4
GLOBAL	or mospeolation and to apploined motoricities	None, normal Minimal	1
JUDGMENTS:		Mild	2
		Moderate Severe	. 4
	10 Patient's awareness of abnormal movements	No awareness	6
	Rate only patient's report	Aware, no distress	1
		Aware, mild distress	2
		Aware, moderate distress	3
		Aware, severe distress	4
	11. Current problems with teeth and/or dentures	(No	(a)
DENTAL		Yes	1
STATUS:	12. Does patient usually wear dentures?	No	ف
		Yes	1

MH-9-117 1-97

5B/ 10/9/20



3C REV



# Case 10-cv-00163-N Document 42-15, Fled 05/05/10-page 10 of 533 Page D 11540 M89018 MURPHY, JIM TIMBERLAWN MENTAL SHEALTH SYSTEM... MEDICAL HISTORY REVIEW ODESTIONNAIRE

^4		a. /	
NAME Jedidiah Issac Murphy		AGE OF MARIT	AL, STATUS _
NAME: RELATIONSHIP	Friend	DAT	= 10/9/29
COMPLETED BY:			
CURRENT MEDICAL CARE:	problem? If so, please	explain.	
Are you or have you ever been under the care of a physician for any type of medical APPENDICITIS KHPE Surgery (HAND SURGERY	poth Knee	.s)	\$
CHECKUP: das		· ·	
Approximate date of your last checkup: 7-10 Done for: (Circlet Illness.) R	address: GLEN	OAKS	
Name of Doctor			
Included in checkup: (Circle) History. physical, Plood tests Urine Tests. X-ray	, EKG (cardiogram),	Pap smear	
Date of your last tetanus shot: <u>UnknowN</u> Approximate date of last dental checkup <u>Ompotition</u> Dentist's Name	Dr. FREAK	LEL	
Approximate date of last dental checkup \( \text{Think (143)} \) Dentist's Name \( \text{Dentist s Name} \)	<u> </u>		
A TON			
Please list all medications (prescription and non-prescription) that you currently take DEPAKOTE	and doddge, in initiality		
HALDÓL SEREGUEL			
ALLERGIES: Please list all medications you are allergic to, including X-ray dye:			
iodine			
HOSPITALIZATIONS AND SURGERY:			
List any and all surgeries (problem/year):  Shot — hand 12419 - 96  SPENDIC OF IS -94  ORTHOSCOPIC - 46			
DETHOSCOPIC ALL  List any other hospitalizations (problem/year):  GLEN OAKS HOSDITAL 99			
<b>ひこ</b> か			
List any other major illnesses you have had (hepatitis, HIV, etc, include date):			
hove			$\bigvee$
WEIGHT:		ishir sha laat saar?	
Now Have you had	a 10 lb. weight change	e within the last year: _	:
ALCOHOL AND TOBACCO:  Do you smoke? How much? ( pack of (es	<u>-</u> How lo	ng? 6455	
Do you drink alcohol? (Circle): Never, Less than one drink daily, 1-2 daily, M	ore than 2 daily No,	VE	
Have you ever drunk more heavily than you do now? 455 Have you ever	taken unprescribed dru	ugs (including "street dru	gs")?
If so, specify:	MO /	EXPLAIN ALL Y	ES ANSWERS
·	YES NO/	EXFLAIN ALL 1	ES ANSWERIS
Have you had any fever in the last week?     Do you have frequent headaches? If so, describe what they are like.	<u> </u>		
Do you have frequent readacties: it so, decords that the same and the same are continuous.  Have you had a recent change in your vision or hearing?  —	<del>\</del>		• .
4. Have you ever had numbness, severe muscular weakness?	<del>-\\</del> ,	$\cap I$	
5. Have you ever had trouble with dizziness?	<u> </u>	i	
Bevertz tur SCRO - OVE	R - pelu	EWED BY M.D.	
	TIC: W.		

Case/3.10-cv-00163-N / D	Document 42-15 (Fil	ed 05/05/10	Page 21 of	533 Pagell	<del>)</del> 11541
Have you had seizures or tics?  Have you had unusual sensitivity to heat or colo  B. Do you have trouble breathing, a chronic cough	n, or have you coughed up bloc	od?			<u>-</u>
9. Do you have chest pains, high blood pressure,	or any type of heart problems	?	-	W* ***	7.j
10. Do you have any abdominal pains, any change					
you had any rectal bleeding?		· · <u> · · · · · · · · · · · · · · ·</u>	<del></del>	•	•.
11. Do you have difficulty or pain in urination, or bl	ood in urine?				
12. Have you had blackout spells?					•
13. Do you have trouble with walking or balance?					
14. Do you have back pain or other back problems	5?				
15. Do you have arthritis?	1 1	<del></del>	<u></u>		
16. Have you had frequent ear infections?			<u></u>		
17. Have you had frequent sore throats?					
18. Do you have any ongoing dental problems?					
19. Have you received any transfusions?  FOR WOMEN: (If you are uncomfortable answering)					
nses: (Please check appropriate boxes) No	ormal	egular []			
Possibility of current pregnancy? (Check): Yes	No.				
Pregnancies:			•	_ Abortions	·
Number Miscarriage:	,	mplications			
History of venereal disease (herpes, gonorrhea, s	syphilis):				
Date of last Pap smear	$\overline{}$	Birth Control Pills			
Recent change in sexual functioning					
		)	nrivate with your Dh	ysician.)	
FOR MEN: (If you are uncomfortable answering	any of these questions, you in	ay respond ato		• .	
Onset of puberty	70 / 7/	1/1	9		
History of venereal disease (herpes, gonorrhea,	syphilis, non-specific discharg	7 <i>D</i> -016 <i>M</i>	/		
Recent change in sexual functioning	SIR BIG P	KDELETT!			
	TIENTO.				* .
FOR ADOLESCENT AND CHILDREN UNIT PA	HENTS.				
DPT or TD	basic series	. '	booste	's	
			booste	's	
Polio	<u> </u>				
Measles					
Mumps					
rubella	<del>-</del>				
Most recent Tine Test					

\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	I'S ORDERS			
* I Odine	ي معهد المعادي			
Another brand of drug identical in form and content may be dispensed unless checked	DO NOT USE THIS SHEET UNLESS A RED NUMBER SHOWS			
Admit to Dr.: Avelus	Program: AP			
Allergies: Lodino	Diet: Regular			
Admission lab as follows TSH, C	BC c Diff. & Plt Count,			
Basic Metabolic Profile, RPR, Hep	patic Panel			
Other labs: Depalute livel	0 M4096699-2			
	Close Observation			
	Suicide Precaution			
	Elopement Precaution			
Patient may smoke. Withdrawal fr	om nicotine could interfere with			
treatment at this time.				
Medications: 5 soquel	100-g poz Am, 200-g poz 145			
(2) Desshoto 250-2 pg g tm, 500-, poz 45				
DEfferor 37. 5mg pobio	1			
9 Talud 650- 10 9 6	3 per par			
5) 140M 30cc po gyo	Or contigation			
(1) Kalaty Martin 30 cc po g 4° pin instingention				
If Using Admitting Form, Destroy Second White Copy				
Physician Signature:				
ATA STUDIODA	2.5 m.			
TIN ADED ANAINT	* 14 <b>14 14 14 14 14 1</b>			
TIVIDENTAL HEALTH SYSTEM	Assessed 114			
MENIAL MEALIN STOLEMS	04. 305K05 AP 9-1-75 45/86			
	Another brand of drug identical in form and content may be dispensed unless checked  Admit to Dr.: Aurhus  Allergies: Locking  Admission lab as follows: TSH, C  Basic Metabolic Profile, RPR, Hep  Other labs: Departs lund  Observation Status:  Patient may smoke. Withdrawal fr  treatment at this time.  Medications: Sarguel  Departs 250-3 ps q a  Tylind 650-3 ps q a  Tylind 650-3 ps q a  Tylind 650-3 ps q a  Tylind 30cc ps q a  (C) Maylants turkux 30 cc.  If Using Admitting Form,			

<u>.</u>	PHYSICIAN'S ORDERS
Drug Allergie	* Lodine
Date & Time	Another brand of drug identical in form and content may be dispensed unless checked  DO NOT USE THIS SHEET  UNLESS A RED NUMBER SHOWS
1/10/99	Deroquel to 100 mg po TID (middley dose now)
13.40	Depakote 250m po TID [middley dose now)
	A Effexor to Effexor XR 150m, gen Notad: P. Redard PN - 1355 - Reforder Mynyrs
0/10/29	
3200	1.0. Ativan ang p.o. of HS pro insomnia
iolu (	11/14/99@1608PD
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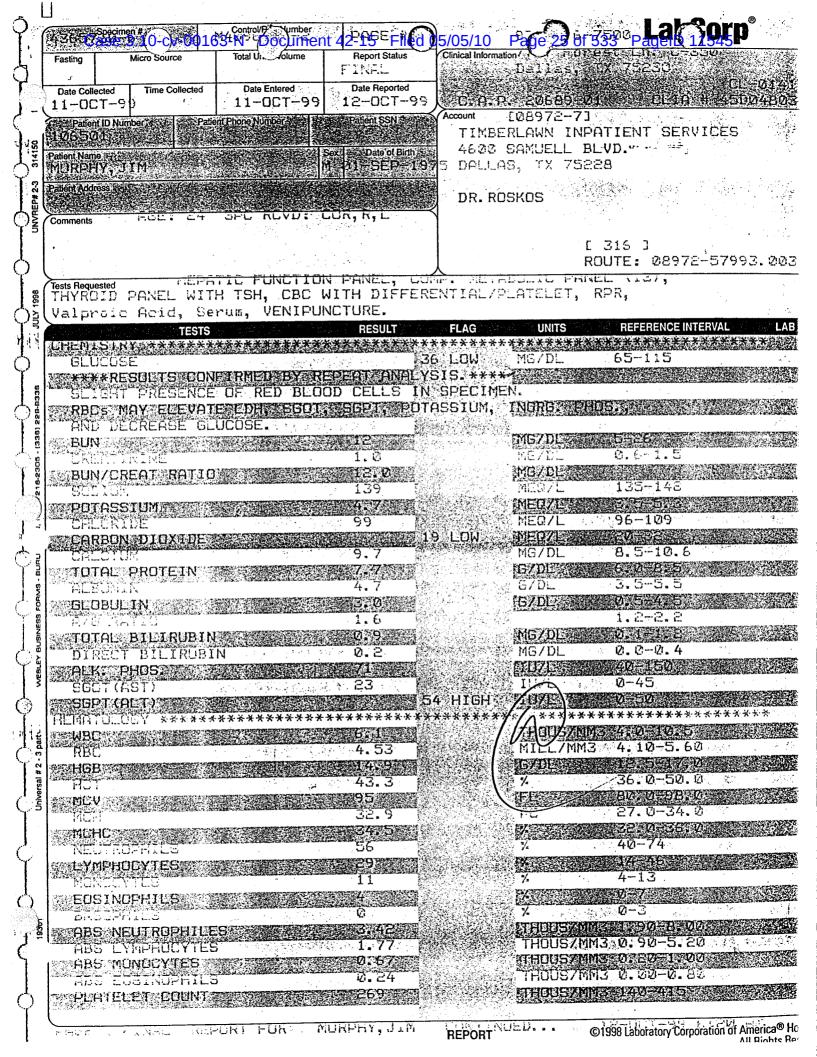


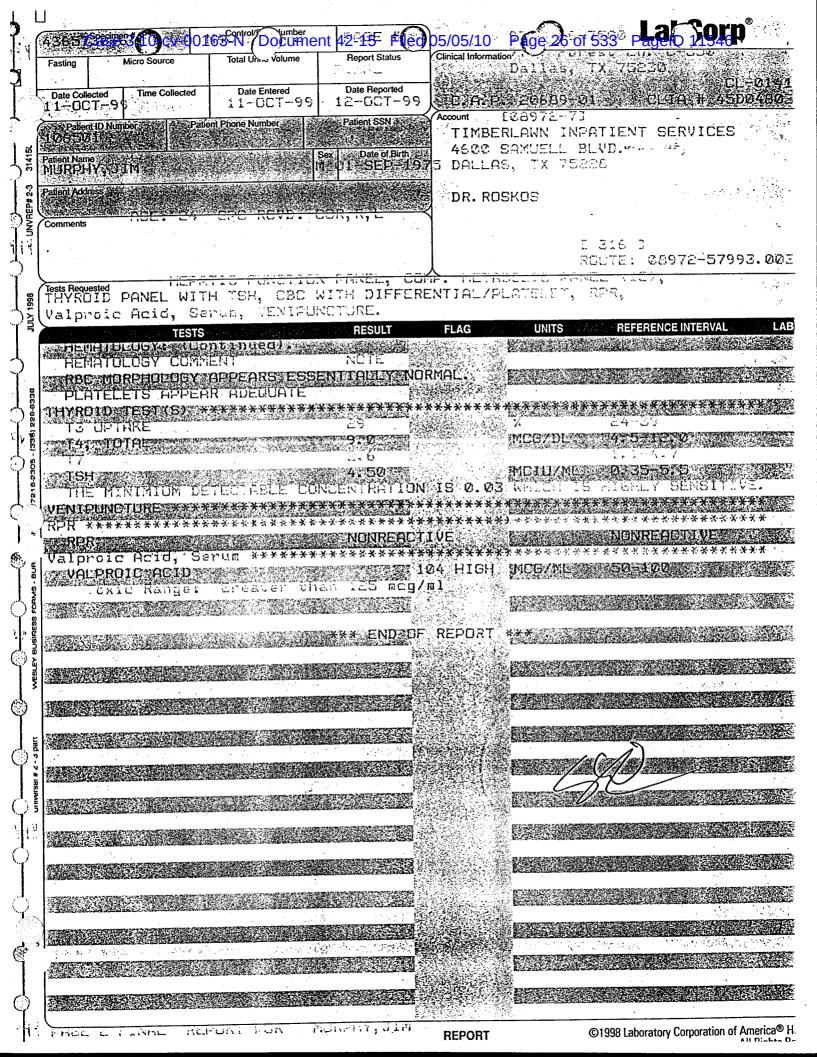
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M:0650! 10-9-99 M89018 MURPHY, JIM DR. ROSKOS AP 9-1-75 NS/MG





. Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 27 of 533 PageID 11547

Interdisciplinary Treatment Plan REPLAN FORMULATED BY: TX TEAM DATE: PROGRAM: DATE OF ADMISSION: O Physical Health PATIENTS ASSETS/STRENGTHS DIAGNOSES ☐ Active Sense of Humor ☐ General Fund of Knowledge ☐ Average or Above Intelligence ☐ Ability for Insight AXIS I: ☐ Communication ☐ Supportive Family/Friends ☐ Motivation for Treatment/Growth ☐ Financial Means ☐ Special Hobby/Interest ☐ Capable of Independent Living □ Work Skills Other AXIS II: ☐ Religious Affiliation PATIENT'S STRESSORS/WEAKNESSES ☐ Loss (of Whom or What) **AXIS III** ☐ Legal Issue ☐ Substance Abuse ☐ Marital or Family Conflict ☐ Financial Difficulties ☐ Medication Change or Non-Compliance ☐ Occupational Concerns ☐ Traumatic Event AXIS IV: ☐ Educational Concerns ☐ Health Problems Other AXIS V: TO BE ADDRESSED TO BE ADDRESSED DEFERRED DEFERRED PROBLEM LIST PROBLEM LIST 3. Depressed active 4. TO BE COMPLETED BY TREATMENT TEAM: TO BE COMPLETED BY TREATMENT TEAM: PRELIMINARY DISCHARGE PLAN: (see psychosocial form CHARGE CRITERIA: (as supported by clinical data) for complete details) U Reduction of life-threatening or endangering symptoms to within safe limits ☐ Return to previous living arrangement ☐ Placement in alternative living arrangements Ability to meet basic life and health needs ☐ Adequate post-discharge living arrangements ☐ Participate in Family Therapy ☐ Return to previous work or school arrangement ☐ Self-care adequate arrangements made ☐ Improved stabilization in mood, thinking and/or behavior ☐ Attend aftercare/Continuing Care Group Withdrawal symptoms are absent or sub-acute and managed without 24-hour ☐ Attend PHP/IOP ☐ Attend 12-step Recovery Group nursing intervention. ☐ Need for constant or close observation no longer present Outpatient Therapy with attending M.D. or AHP or Medical problems require only outpatient monitoring or transfer to higher level Mental Health Center (Circle Applicable) ☐ Referrals indicated: O Verbal commitment to aftercare and medication compliance □ Other O Motivation to continue treatment in a less acute level of care ☐ Estimated Length of Stay: \_ □ Other PHYSICIAN APPROVAL OF TREATMENT PLAN: PATIENT / FAMILY INVOLVEMENT This Treatment Plan has been developed and reviewed with the patient and/or family member. PATIENT SIGNATURE LMSW SIGNATURE: DATE: OTHER: Patient Identification . , ) | -**リコイト・・・** ROSKOS

NS/MG

Interdisciplinary Treatment Plan

MENTAL HEALTH SYSTEMS

Case <b>3:10</b> -cv-00163-N_/	Document 42-15 Filed 05/05/10	Page 28 of 533 PageID 11548	•
Interdisciplinary Treatment Plan			,
BLEM: M1005010010-9-	Pressed PROBLEM #:		
MURPHY, JIM DR. 205KOS As manifested by 2-1-75	4	رفعه دروس د د	
As mannesced #3	*		

9 SHORT-TERM GOALS:

SHOR	T-T	ERM GOALS:			ŧ.		·	
Date	#	Goals	Tanget D  Date Res	ate olyed	Intervention	Frequency	Staff Initiating	Discipline
							Intervention -	
		DIK mood			Dinitiete Precention Dineds per Order	20		
10		1 1 )   110000			2) meds per	·		
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		Pr 10 * 1 9/0		0	group attendance			
99					and participation			
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(1)				- 1	Copina Skills			
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## TIMBERLAWN MENTAL HEALTH SYSTEMSM

Treatment Plan - Problem Sheet

Patient Identification



## TIMBERLAWN MENTAL HEALTH SYSTEM $_{\scriptscriptstyle \mathsf{SM}}$

## CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

	•
The individual Jim Murphy, being served at Tm HS, c	n: 10/9/9 (Date)
anti Que aborti a	
has received a complete explanation of:  Name of Medication Medication Group (Class)	
	Indicate
The explanation was given to the individual in simple, nontechnical language and included:	Accomplishment by a check mark
1) The nature of his/her mental and physical condition.	/
2) The expected beneficial effects on his/her condition as a result of treatment with the medication (s).	
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	
5) A description of the proposed course of treatment with the medication(s).	//
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including:	
(A) any side effects which are known to frequently occur in most individuals;	
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptoms o tardive dyskinesia in some individuals taking neuroleptic medication in large dosages and/or over long periods of time.	f /
8) The need to advise staff immediately if any of these side effects occur.	
9) An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	
11) An offer to answer any questions concerning this treatment:	
I have received a complete explanation of the psychoactive medication(s) by means of:	
(Circle those appropriate) oral explanation video presentation printed material other (specification)	<del>.</del> y)
(Continued	on Back)

## CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

have given my consent.	mation regarding the psychoactive medication(s) for which I
	tment with a specific psychoactive medication or medication derstand that I may withdraw this consent at any time, however make the decisions whether or not to take the medication(s) ive medication prescribed by my physician.
and decide that I must commiss the party of	
from Many	
Patient	
Representative Relation	ship to Patient Date
(A, A, A	10-12-53
Physician, P.A., R.Ph., RN or LVN Giving Explanation	Position Date
Signature of Treating Physician to confirm explanation given required within two working days of P.A., R.Ph., RN or LVN	by P.A., R.Ph., RN or LVN  I giving explanation)
CONSENT FOR TREATMENT INVOLVING	
If this consent is for treatment of a minor under Sec	tion 35.01, Texas Family Code, the following information
must be provided:  a) Name of one or both parents, if known:	
b) Name of legally authorized representative of p	erson, if appointed:
c) Date on which treatment is to begin:	CONSENT GIVEN BY PHONE DATE:TIME:
WITHDRAWAL OF CONSENT FOR MEDICA	ATION:
///////////	

Date

Patient Signature

Witness

Date



### TIMBERLAWN MENTAL HEALTH SYSTEM<sub>sm</sub>

## CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

The individual am murphy, being served at TMHS,	on: 10/9/9
(Facility)	(Date)
has received a complete explanation of:  Name of Medication or Medication Group (Class)	·
The explanation was given to the individual in simple, nontechnical language and included:	Indicate Accomplishment by a check mark
1) The nature of his/her mental and physical condition.	
<ol> <li>The expected beneficial effects on his/her condition as a result of treatment with the medication (s).</li> </ol>	
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	
5) A description of the proposed course of treatment with the medication(s).	
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including:	
(A) any side effects which are known to frequently occur in most individuals;	
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptoms of tardive dyskinesia in some individuals taking neuroleptic medication in large dosages and/or over long periods of time.	of (
8) The need to advise staff immediately if any of these side effects occur.	
9) An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	J
11) An offer to answer any questions concerning this treatment.	<u> </u>
I have received a complete explanation of the psychoactive medication(s) by means of:  (Circle those appropriate)  oral explanation video presentation printed material other  (specification)	
(Continued	on Back)

### CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

I have also received the Consent to Treatment with Psychoactive Medication information Sheet (MHRS 9-7.1) and the printed material which summarizes specific information regarding the psychoactive medication(s) for which I have given my consent.

Based upon this explanation, I hereby consent to treatment with a specific psychoactive medication or medication group (class) as indicated on the front of this form. I understand that I may withdraw this consent at any time, however a probate court may decide that I lack the capacity to make the decisions whether or not to take the medication(s) and decide that I must continue taking the psychoactive medication prescribed by my physician.

Jam Many		10-12-	- 7' 5
atient (		Date	
epresentative / Relationship	p to Patient	Date	
epiese maury		10 - 12 -	55
hysician, P.A. R.Ph., RN or LVN Giving Explanation	Position	Date	
ignature of Treating Physician to confirm explanation given by I equired within two working days of P.A., R.Ph., RN or LVN give	P.A R.Ph., RN or LVN ving explanation)	Date	
CONSENT FOR TREATMENT INVOLVING A M	IINOR:		
f this consent is for treatment of a minor under Section nust be provided:  a) Name of one or both parents, if known:			ing information
b) Name of legally authorized representative of person	on, if appointed:		·
c) Date on which treatment is to begin:CO	NSENT GIVEN BY PHO	NE DATE:	TIME:
WITHDRAWAL OF CONSENT FOR MEDICAT	ION:		
formally withdraw my consent for			
()	Name of Psychoactive Medi	cation or Medicatio	n Group)
		•	
Patient Signature Date	Witness		Date



## TIMBERLAWN MENTAL HEALTH SYSTEM $_{\scriptscriptstyle{\text{SM}}}$

## CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

The individual Im Murphy, being served at Tm+15, o	n: 10/9/
(Facility)	(Date)
has received a complete explanation of: Mood Stabalibers  Name of Medication or Medication Group (Class)	
The explanation was given to the individual in simple, nontechnical language and included:	Indicate Accomplishment by a check mark
1) The nature of his/her mental and physical condition.	0
2) The expected beneficial effects on his/her condition as a result of treatment with the medication (s).	
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	/
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	
5) A description of the proposed course of treatment with the medication(s).	
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including:	
(A) any side effects which are known to frequently occur in most individuals;	
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptoms of tardive dyskinesia in some individuals taking neuroleptic medication in large dosages and/or over long periods of time.	
8) The need to advise staff immediately if any of these side effects occur.	
<ol> <li>An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.</li> </ol>	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	
11) An offer to answer any questions concerning this treatment.	
I have received a complete explanation of the psychoactive medication(s) by means of:  (Circle those appropriate) oral explanation video presentation printed material other (specify	<del>y)</del>
(Continued o	on Back)

### CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

I have also received the Consent to Treatment with Psychoactive Medication information Sheet (MHRS 9-7.1) and the printed material which summarizes specific information regarding the psychoactive medication(s) for which I have given my consent.

Based upon this explanation, I hereby consent to treatment with a specific psychoactive medication or medication group (class) as indicated on the front of this form. I understand that I may withdraw this consent at any time, however a probate court may decide that I lack the capacity to make the decisions whether or not to take the medication(s) and decide that I must continue taking the psychoactive medication prescribed by my physician.

	10-12-	95
Patient		Date
Relationship to Patient		Date
7 / 2 2	10	-12-95
Physician, P.A., R.Ph., RN or EVN Giving Explanation Position	o <b>n</b>	Date
Signature of Treating Physician to confirm explanation given by P.A., R.Ph., required within two working days of P.A., R.Ph., RN or LVN giving explana	RN or LVN ition)	Date
If this consent is for treatment of a minor under Section 35.01, Tomust be provided:  a) Name of one or both parents, if known:		
b) Name of legally authorized representative of person, if appo		
c) Date on which treatment is to begin:CONSENT GI	VEN BY PHONE DATE:_	TIME:
WITHDRAWAL OF CONSENT FOR MEDICATION:		
I formally withdraw my consent for(Name of Psy	rchoactive Medication or Med	ication Group)
I formally withdraw my consent for(Name of Psy	choactive Medication or Med	ication Group)

## TIMBERLAWN MENTAL HEALTH SYSTEM $_{\scriptscriptstyle{\mathrm{SM}}}$

## CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

he individual / / / / / / / / being served at / // / / / / / or (Facility)	(Date)
as received a complete explanation of:  Name of Medication or Medication Group (Class)	
The explanation was given to the individual in simple, nontechnical language and included:	Indicate Accomplishmen by a check mark
1) The nature of his/her mental and physical condition.	RD
2) The expected beneficial effects on his/her condition as a result of treatment with the medication (s).	
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	
5) A description of the proposed course of treatment with the medication(s).	
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including:	
(A) any side effects which are known to frequently occur in most individuals;	
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptoms of tardive dyskinesia in some individuals taking neuroleptic medication in large dosages and/or over long periods of time.	
8) The need to advise staff immediately if any of these side effects occur.	
9) An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	
11) An offer to answer any questions concerning this treatment.	1.
I have received a complete explanation of the psychoactive medication(s) by means of:  (Circle those appropriate)  oral explanation video presentation printed material other (specify)	<u> </u>

### CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

I have also received the Consent to Treatment with Psychoactive Medication information Sheet (MHRS 9-7.1) and the printed material which summarizes specific information regarding the psychoactive medication(s) for which I have given my consent. Based upon this explanation, I hereby consent to treatment with a specific psychoactive medication or medication group (class) as indicated on the front of this form. I understand that I may withdraw this consent at any time, however a probate court may decide that I lack the capacity to make the decisions whether or not to take the medication(s) and decide that I must continue taking the psychoactive medication prescribed by my physician. Relationship to Patient Representative Physician, P.A., R.Ph., RN or LVN Giving Explanation Signature of Treating Physician to confirm explanation given by P.A., R.Ph., RN or LVN Date (required within two working days of P.A., R.Ph., RN or LVN giving explanation) CONSENT FOR TREATMENT INVOLVING A MINOR: If this consent is for treatment of a minor under Section 35.01, Texas Family Code, the following information must be provided: a) Name of one or both parents, if known: b) Name of legally authorized representative of person, if appointed: c) Date on which treatment is to begin: \_\_\_\_\_CONSENT GIVEN BY PHONE DATE: \_\_\_\_TIME:\_\_\_\_ WITHDRAWAL OF CONSENT FOR MEDICATION: I formally withdraw my consent for\_ (Name of Psychoactive Medication or Medication Group) Date Witness Date

Patient Signature

# TIMBERLAWN MENTAL HEALTH SYSTEM $_{\scriptscriptstyle{\text{SM}}}$

# CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

CONSENT TO TREATMENT WITH 1818181	
The individual Jim Murphy, being served at TMHS, o	on: 10/12/55
	1
has received a complete explanation of: Olnzo diazephol	
	Indicate
The explanation was given to the individual in simple, nontechnical language and included:	Accomplishment by a check mark
1) The nature of his/her mental and physical condition.	-
2) The expected beneficial effects on his/her condition as a result of treatment with the medication (s).	<u></u>
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	~
5) A description of the proposed course of treatment with the medication(s).	
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including:	
(A) any side effects which are known to frequently occur in most individuals;	
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptoms o tardive dyskinesia in some individuals taking neuroleptic medication in large dosages and/or over long periods of time.	f
8) The need to advise staff immediately if any of these side effects occur.	<u></u>
9) An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	1
11) An offer to answer any questions concerning this treatment.	
I have received a complete explanation of the psychoactive medication(s) by means of:  (Circle those appropriate)  oral explanation video presentation printed material other  (specification of the psychoactive medication (s) by means of:  (circle those appropriate)	<del>.</del> <del>y)</del>

(Continued on Back)

# CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION -

I have also received the Consent to Treatment with Psychoactive Medication information Sheet (MHRS 9-7.1) and the printed material which summarizes specific information regarding the psychoactive medication(s) for which I have given my consent. Based upon this explanation, I hereby consent to treatment with a specific psychoactive medication or medication group (class) as indicated on the front of this form. I understand that I may withdraw this consent at any time, however a probate court may decide that I lack the capacity to make the decisions whether or not to take the medication(s) and decide that I must continue taking the psychoactive medication prescribed by my physician. Relationship to Patient Representative Position Signature of Treating Physician to confirm explanation given by P.A., R.Ph., RN or LVN Date (required within two working days of P.A., R.Ph., RN or LVN giving explanation) CONSENT FOR TREATMENT INVOLVING A MINOR: If this consent is for treatment of a minor under Section 35.01, Texas Family Code, the following information must be provided: a) Name of one or both parents, if known: b) Name of legally authorized representative of person, if appointed: c) Date on which treatment is to begin: \_\_\_\_\_CONSENT GIVEN BY PHONE DATE: \_\_\_\_\_TIME: \_\_\_\_ WITHDRAWAL OF CONSENT FOR MEDICATION: I formally withdraw my consent for\_\_ (Name of Psychoactive Medication or Medication Group)

Date

Patient Signature

Witness

Date

# TIMBERLAWN MENTAL HEALTH SYSTEM $_{\scriptscriptstyle \mathsf{SM}}$

# CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION

	<del></del>
The individual Jun Morday, being served at TMHS	_, on:
The individual (Facility)	(Date)
has received a complete explanation of: Depakene, Dojakote Valgroic  Name of Medication or Medication Group (Class)	Acid
Name of Medication or Medication Group (Class)	
The explanation was given to the individual in simple, nontechnical language and include	Indicate d: Accomplishment by a check mark
1) The nature of his/her mental and physical condition.	~
2) The expected beneficial effects on his/her condition as a result of treatment with the medication (s).	
3) The probable health and mental health consequences of not taking medication, including the occurrence, increase or reoccurrence of symptoms of mental illness.	
4) The existence of generally accepted alternative forms of treatment, if any, that could reasonably be expected to achieve the same benefits as the medication(s) and why the physician rejects the alternative treatment.	
5) A description of the proposed course of treatment with the medication(s).	
6) The fact that side effects of varying degrees of severity are a risk of all medications.	
7) The relevant side effects of the medication(s) being prescribed are explained, including	g:
(A) any side effects which are known to frequently occur in most individuals	;
(B) any side effects to which the individual may be predisposed; and	
(C) the nature and possible occurrence of the potentially irreversible symptom tardive dyskinesia in some individuals taking neuroleptic medication in la dosages and/or over long periods of time.	ns of arge
8) The need to advise staff immediately if any of these side effects occur.	
9) An instruction that the individual may withdraw consent at any time without negative actions on the part of the staff.	
10) A review of Patients' Rights Under the Consent to Treatment with Psychoactive Medication Rule (See MHRS 9-7.1)	
11) An offer to answer any questions concerning this treatment.	
I have received a complete explanation of the psychoactive medication(s) by means of:  (Circle those appropriate) oral explanation video presentation printed material other (sp	pecify)

# CONSENT TO TREATMENT WITH PSYCHOACTIVE MEDICATION -

have also received the Consent to Treatment with Psychoactive Medication information Sheet (MHRS 9-7.1)	and
nave also received the communication regarding the psychoactive medication(s) for whi	ich I
e de la companya de	
ave given my consent.	

Based upon this explanation, I hereby consent to treatment with a specific psychoactive medication or medication group (class) as indicated on the front of this form. I understand that I may withdraw this consent at any time, however a probate court may decide that I lack the capacity to make the decisions whether or not to take the medication(s) and decide that I must continue taking the psychoactive medication prescribed by my physician.

a. m	-15		16-12-55
Patient			Date
Representative	Relations	ship to Patient	Date
C Sperkage	V		16-12-55
Physician, P.A., R.Ph., RN or LVN	Giving Explanation	Position	Date
Signature of Treating Physician to (required within two working days	confirm explanation given b of P.A., R.Ph., RN or LVN	by P.A., R.Ph., RN or LVN giving explanation)	Date
CONSENT FOR TREATM	ENT INVOLVING A	MINOR:	
If this consent is for treatment must be provided:  a) Name of one or both part			ode, the following information
b) Name of legally authorize	ed representative of pe	rson, if appointed:	
c) Date on which treatment	and the second s		
WITHDRAWAL OF CON	SENT FOR MEDICA	TION:	
I formally withdraw my cons	ent for	<u> </u>	
		(Name of Psychoactive Medical	ion or Medication Group)
	Data	Witness	Date
Patient Signature	Date	AA IIIIC22	Duic

TIMBERLAWN
MENTAL
HEALTH
SYSTEM

Psychosocial Assessment - Adult

Case, 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 42 of 533 Page 1D 11562  6. Social, ethnic, cultural factors:
Pt reports being Italian.
7. Health and emotional factors: PJ says he ended a long-term nelationshin
Carifnend about 6 mes as
Con a say
original de la
8. Leisure, recreation, and hobbies: pt / hes of and daying dum
Pt mar le R at 1
9. Religious and spiritual orientation and attendance:
101.1.1.
10. Military service history: At denves
11. Financial status: Progress Shaffered.
O
12. Sexual history and orientation: No Says hesternsepred.
13. Abuse history (physical, sexual, emotional, neglect) either as abused or abuser:
Pt says he was sexually abused by 1st adopted foundy pt sugs 1st
adopt family was also physically and mentally abusive,
14. Work history and present job status: Remnorks as a welder Rt makes
homself available at various job sites.
15: Legal status (arrests, DWIs, probation, charges pending): PTIS DN probation for violence
We Falter Desonthy
the or wind has been to
Patient Identification
TIMBERLAWN  Patient Identification
MENTAL
HEALTH
SYSTEM  Prophered Agreement Adult
Psychosocial Assessment - Adult

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Case 3:10	J-cv-00163-N (Dooumen	nt 42-15 (Filed 05/05/10	Page 43 of 533 Page	geID 11563
A. Where will	patient live upon discharge?	If so, contact them and write the	s how on Kair	Finan
B. Is this patie	nt under the care of a psychiatrist?	If so, contact them and write the	heir comments:	
C. Is this patie	ant under the care of a therapist:	If so, contact them and write the	ir comments:	
D High risk p	atient or family psychosocial issue	s requiring immediate attention:		
	113 he Mas no Omo discharge including preyious issue		antose	
REPOSIN	o Transartation to	get to therapies) To	He support sys	Em From Fami
Consmi	eded for after discharge:  NOTE SOOT	Dsuchmbost/1	homost	
18. Strengths and Resou	rces: Ptrepiros <	strong willand	so he comes	
Phasa	good sponsor	CAA PICA	1/8 hom as	Pella.
France			<u> </u>	and
	·			•
19: Diagnostic Summary:	7-1	1.	1 1 1	. ,
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20. What will the social	service staff (case managers, there	apist, social workers, etc.) provide fo	or this patient and family whil	e in TMHS,
motioning treatment intervi	endons?	11/		
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LMSW	Signature	1 ocions	10)(1	177
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TIMB	ERLAWN	Patient Identification		
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Psychosocial Assessment - Adult

# FUNCTIONAL ASSESSMENT

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tion tolerance certaines and adapts difficulty adapting devaluing self / internation organizes and adapts occasionally internation occasionally internation occasionally internation occasionally incongruent occinised own problems own problems own problems of difficulty strengths and skills difficulty recognizes own problems of difficulty recognizes own problems own problems of difficulty recognizes own problems of difficulty recognizes own problems of difficulty recognizes own problems of devaluing of	on easily distracted /	unable to focus on task
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MENTAL

HEALTH

Functional Assessment SYSTEM

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## SELF ASSESSMENT

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S IP Painting S IP Drawing S IP Leather crafts S IP Woodworking S IP Pottery / ceramics S IP Pottery / ceramics S IP Power arranging S IP Power arranging S IP Cake decorating S IP Cake decorating S IP Sculpting S IP Fabric art S IP Photography S IP Photography S IP Photography S IP Picnics S IP Picnics S IP Pardwork S IP Gardening S IP Fishing S IP Tent camping S IP Hiking S IP Hiking S IP Hiking	F S IP - Rock climbing F S IP - Snow skiing F S IP - Water-skiing F S IP - Motorcycle riding F S IP - Clubs F S IP - Health club F S IP - Rec Center/YMCA F S IP - Rec Center/YMCA F S IP - Cultural events (plays. ballet, museums F S IP - Movies F S IP - Movies F S IP - Wolunteer work F S IP - Library F S IP - Library F S IP - Senior Citizen Center F S IP - Watching sports F S IP - Playing sports F S IP - Eating out F S IP - Shopping F S IP - Playing cards F S IP - Playing cards F S IP - Playing cards F S IP - Iigsaw puzzles F S IP - Crossword puzzles F S IP - Badminton	F S IP - Board games F S IP - Horseshoes F S IP - Play pool F S IP - Ping-Pong F S IP - Miniature golf F S IP - Croquet F S IP - Bingo F S IP - Weight lifting F S IP - Swimming F S IP - Bicycles F S IP - Tennis F S IP - Racquetball/squash F S IP - Racquetball/squash F S IP - Volleyball F S IP - Softball / baseball F S IP - Basketball F S IP - Golf F S IP - Golf F S IP - Skate boarding F S IP - Skate boarding F S IP - Bowling F S IP - Hockey	FSIP-Dancing FSIP-Singing FSIP-Writing music FSIP-Playing instrument FSIP-Listening to music FSIP-Concerts FSIP-Choir FSIP-Houseplants FSIP-Cooking/baking FSIP-Travel FSIP-Home repair FSIP-Auto mechanics FSIP-Pets FSIP-Collecting items FSIP-Watching TV FSIP-Computers FSIP-Other FSIP-Other FSIP-Other FSIP-Other FSIP-Other
Comments Program	nont for an	re.	

TIMBERLAWN
MENTAL
HEALTH
SYSTEM

**Functional Assessment** 

addressograph

nourphy, 5im M106501

# **NUTRITIONAL RISK ASSESSMENT**

\*If score is 10 points or greater, notify dietitian for Dietary consult; problem will appear on the Treatment Plan problem list if appropriate.

PARAMETERS	RISK POINTS	SCORE
Heigh <i>5<sup>'</sup>9'<sup>11</sup></i> Weight <u>136</u>	NA	0
Food Allergies	NA	1
Patient is age 65 or greater	5	
(Circle all that apply to patient)	Each is worth 10 points	
HIV, AIDS, ANOREXIA, BULIMIA, CANCER, CARDIOVASCULAR DISEASE, STROKE, CROHN'S DISEASE, COLITIS, MALABSORPTION, DECUBITUS, LIVER DISEASE, RENAL DISEASE, DIABETES		
Gain or loss of 10 or more pounds in the last 6 months without trying	5	
Special Diet (Circle all that apply to patient) LOW FAT, LOW CHOLESTEROL, DIABETIC, LOW SODIUM, VEGETARIAN, NO MILK/DAIRY, OTHER (specify)	5 (confirm that appropriate special diet has been ordered)	
Possible drug and food interaction (Circle all that apply to patient): ANTABUSE, FLAGYL, LITHIUM, MAO INHIBITORS, TETRACYCLINE	Each is worth 10 points	
Lab results not within normal limits if available on admit. (Circle all that apply to patient): GLUCOSE, HGB, HCT, CHOL, TRIG	Each is worth 5 points	
Reports trouble Swallowing or Chewing (no teeth)	Either is worth 5 points	
Cultural or Religious Preferences	5 (confirm that appropriate diet has been ordered)	
TOTAL RISK PO	INTS =	4
dditional Information:	· · · · · · · · · · · · · · · · · · ·	
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gnature Sturg SRN	Date 10-9-99 Time 1	1900 "
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		4
TIMBERLAWN	Patient Name / JIM	
TIMBERLAWN MENTAL HEALTH SYSTEM SM	Patient Name: JIM DR. ROSKOS Attending Physiciant 5 NS / MG	

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# TIMBERLAWN MENTAL HEALTH SYSTEM,

<i></i>		SING ASSESSMENT
7	IDENTIFY HE INFORMATION:	F. Disposition of Meds Brought In:
	IDENTIFYING INFORMATION:	To Early C
1	Patient's Name: Jim Murphy	Pharmacy 🖎 To Family 🛘
	Patient's Name  Date: Mera / Garage of arrival to unit:	Other:
	Date: 10/9/10 Property and the state of the	G. Current Medication:
2,	MODE OF TRANSPORTATION TO UNIT:	
	Ambulatory 1W/C	MED DOSE/RT/TIME LAST DOSE
	Stretcher / MP Other:	• · · · · · · · · · · · · · · · · · · ·
	C(10101101	Haldol 5mg POQHS 10-9-99
3.	SIGNED & IN CHART:	
•	Patient's Rights X	Effector ? Po ada 10-9-99
	Patient's rights A	SEROQUEL 100 mg PO TID / 10-8-99
	Release of Responsibility Form 💆	
A	DUVOICAL MEDICAL INCODMATION:	Depakote 250mg POTID 10-9-99
	$\Omega_{-}$ $\Omega$ $\Omega$ $\Omega$ $\Omega$	J
	A.1	
	B/P 118/76 Ht 5'9" Wt 136	
		H. Substance Abuse History:
	Recent weight gain	Alcohol/Drug used   How much   How often   How long   Last use   Drug route
	Recent weight loss	
	B. Last Menstrual Period: N/PY	ETOH 18 PK Qday 4-5yrs 2 mosage 10
	B. Last Wellstraat Colour. 167 L	
	C. Last Tetanus Injection: Un Known	
	2 2 - 1	
	D. Last Tuberculosis Test: 3455 asc	Alcohol in the home? Yes No el
	)	7 Problem are norme.
	The state of Decades	Drugs in the home? Yes O No Z
	E. Allergies/Type of Reaction:	History of Iv Drug use? Yes No D
	(Food/Drug) Iodine, Loxitane	Additional Info/Notes Hx Ty Drug aso
	,	
		In 1994
	The second of th	Describe (Include any special environmental needs):
5.	PHYSIOLOGICAL SYSTEMS: HX & REVIEW (Biophysical)	i.e.: Hospital bed, crutches, wheelchair, etc.
	A. Neurological: Y N	1.8.: Hospital ped, Clutches, Wileschall, etc.
٠,	Speech Impairment	
0	Hearing Impairment	Wears contacts continuously
1	Hearing impairment	
	Vision impairment	Had sewere when took
	Weaknesses	
	Seizures	Lexitares =
	5	HAT OCC asional
	Headavies = = =	
	B. Respirator:	Shot inlung 1996-DO Vesidual
	Shortness of Breath	
	. Chronic Cough	propens
	. Ontonio ocagn	
	_ / / / /	
	Hx Asthma	Amount 1000 Gays
	Tobacco Usage	Amount 1 pa le yvs
	C. Cardiovascular:	
	Chest Pain	
		Dishy Allring Danic allact
	DIZZI1633	y 1) 1 W 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1
	Dyspnea	<del></del>
	Pain/Edema of:	
	feet - d/	
	7,000	
	hands	
	D. Gastrointestinal:	
	Dietary Restrictions	
	Eating Difficulties	
	Louis Dimonius	
	Abdominal Pain	
	Recent Elimination Changes	
	E. Urinary:	
	Recent Elimination Changes	
	F. Dermatological (skin):	
	Easy Bruising	
	Lesions	
ν,	Discharges	
à.	Cuts	
J	Difficulty Healing	
	Difficulty froming	
	G. Muscular/Skeletal:	Shot in hand 1996
	Joint Pain $\mathbf{G}'$ , $\mathbf{G}$	or throscopic surgen both knees 19
		O CAMBULGER DUNCE TO LARGE A DOLL TO THE SECOND OF THE SEC
	- OOM ( all	Drive Story
	Limits on Mobility	Blace in (D. name)
	- OOM ( all	DIGAE in (D) hand)
	Limits on Mobility Problem with Gait	Plate in Chana) Chand nump
	Limits on Mobility	Plate in (D) hand) Dhand hump
	Limits on Mobility Problem with Gait	DIGAE in (D) hand)

6. FALL RISK ASSESSMENT:	10. ANTICIPATED PATIENT/FAMILY EDUCATIONAL NEEDS:
IF SCORE > 15 MUST BE ADDRESSED ON PROBLEM LIST	(i.e. Medication teaching, referrals, support groups, etc.)
RISK POINTS SCORE  A. Recent Hx of Syncope/Seizure Disorder  P. Recent Hx of Falls  15	med teaching
C. Unstable Gait/Balance  D. Use of Orthopedic Devices (Walker, Cane, Crutches)  E. Sedation/Psychotropic Meds.  F. Intoxicated - Drug or Alcohol Withdrawal  G: Postural Hypotension  15	A. Do you plan-to go back to your home after discharge?  Yes No Comments:  B. Anticipated discharge needs
H. Poor Eyesight/Hearing Impairment/Sensory Deficit  I. Age 65 or older  FINAL RISK ASSESSMENT	(Equipment, supplies, school)  Comments:
7. NEEDS HOSPITAL BED: Yes No	C. Anticipated Agencies/Programs/Groups for follow-up Comments: We a follow up  AMANY AUAL THUR APLY  LANNIUL THUR APLY
A Living Arrangements: Lives a lone. New Married. Lives In house Which 15 Paid for B. Family Relationships (F) died when DT 5 yrs Old. (M) Tiving. Relationships and (B) 15, 2001 relationship	ADDITIONAL NOTES: Numerous hospitalizations Gilen Oaks - D/c 10/6/39 Glen Oaks 30 day 5 in patient 9/99
9. PSYCHOSOCIAL ASSESSMENT:	Thand from attempted robbery where pt was victim
A. Response to Hospitalization:  Acknowledges Need □ Denies Needs □  Guarded □ Cooperative □ Uncooperative □  B. Activities of Daily Living:  Independent in ADL	States medications make him Itharall approx 1/2° p
Needs Assist w/:  Mobility	
C. Assets/Strengths:  (i.e. strong family support, realistic goals, willing to work, insight, coping mechanisms, spiritual values)  Young age.  Physical age.	Signature - FIN:  Date:  Date:  10 9 99
D. Goal for Hospitalization: (Byne, Out normal "	(ADDRESSOGRAPH)



# ADMISSION AND WELCOME PROCEDURE CHECK SHEET

Note to staff: Keep intring as you in the doctace yourself to the new admit, that the patient is walking into a strange new place. That he/she is alone and the door to the unit closes and locks, separating him/her from the world and family. It is easy for the patient to feel that all freedom is gone and all that is left is the mercy and kindness of staff. A gentle and kind manner is never inappropriate when interacting with the patient. Explain each part of the procedure before doing it. Give the patient time to ask questions as you work.

A Continue of the state of the	DATE/TIME	INITIAL
Notify nurse immediately of any unusual findings.	12.0.00	•
1. Place all of patient's belongings in the nurse's station to be checked in.	10-9-99	
2. Escort patient to the privacy of the doctor's physical examination room.	10-9-99	
o. m. 1	10-9-99	
4. T 97.3 P 80 R 18 B/P 118/71 WT 136 HT 5'9'  Date of last menses	10.9.99	B
Note 5a & 5b must be performed by staff same gender as patient.	10-9-99	Re ile ile clour
5a. Ask patient to disrobe and put on a hospital gown/pajamas. Check patient for drugs, sharps, or any other inappropriate objects that are not allowed in a patient's area. Ask patient if he has any sharp or dangerous items.		do
5b. Check patient for bruises, abrasions, scars, and birth marks. Describe and record.	10-9-99	·
Ask patient how he/she got them.  John Shot wound on Rt Side of Ribs. Grus Shot wound lift lego Tatoo on Back  Afendicitis Scan	1840	RE
		avat
	6.99	
6. Allow patient to redress in his/her own clothing and escort patient all around the unit. Taking the patient first to his/her bedroom that has been previously assigned by nursing staff. Orient to room (Bath, closet, drawers, cabinets, the intercom, the phone jack) and introduce to roommate. To further orient patient, walk through the unit pointing out lounges, kitchen, nurse's station, smoking room, etc.	10-9-99	ANI
7. Give Patient Handbook, Unit Policy Book and schedule to patient. Read with patient the major items of the book, i.e., times meals are served, sleep hours, T.V. and stereo hours, money privileges, phone and visit privileges.		

murphy, Jim

TIMBERLAWN MENTAL HEALTH SYSTE

Nursing Service Department

	DATE/TIME	INITIAL
Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 50 8. Explain to patient about times and place of physical examination. Need for NPO at MN for early AM Lab work.	of 533 PageID	11570
9. Check patient belongings THOROUGHLY for drugs, sharps, or any other inappropriate objects that are not allowed in a patient area. Include checking linings of baggage and clothing, cuffs, socks, containers, books, magazines, etc. Ask for assistance if uncertain of appropriateness of any item. Give all medications and drugs to a nurse.	10-9-99	AM
10. List all MEDICATION brought to the unit and record final disposition.  Medication  1. Effector XR 150ms 2. Halopendy 5ms 3. Department 250ms 4		•
11. List all VALUABLES brought to the unit and record final disposition.  (Include eye glasses, contacts, dentures, wheelchairs, walkers, and equipment)  Valuables  Disposition  2. Lept on patient  3.  4.  5.  6.  7.  8.	10-9-99	Pt Har
12. Have RN initial review of all findings.	10-9-99	Po
<ul><li>13. Place name tag on name plate next to patient's room door.</li><li>14. Patient has been given I.D. number.</li><li>15. Patient has been given patient's advocate information.</li></ul>	10-9-99	Bot
16. Check back in an hour to see how patient is doing, and give assistance if needed. Introduce patient to other staff members when able.	10-9-99	Pas
Devey ture Sinitial	DENTIFICATIO	
		~

Page 51 of 533 Page/D Case 3:10-cv-00163-N Document 42-15 ABERLAWN MENTAL HEALTH SYSTEM MULTIDISCIPLINARY PROGRESS NOTES )ate & Discipline ime complex MD holluc switching post With Nine Mood " speech fluent dencessey COUNCITIVE Alert idestion 42/140 uctured

# MULTIDISCIPLINARY PROGRESS NOTES

AT-Activity Therapy M.D.-Physician SW-Social Work NSG-Nursing EXT-Extern
PSY-Psychologist
SAC-Sub. Abuse
Counselor
OTH-Other, please
identify discipline

# **ADDRESSOGRAPH**

M-7013 MURP+1, JIM DR. ROSKOS AP 9-1-75 NS/MG

11-9-99

MULTIDISCIPLINARY PROGRESS NOTES ate & Discipline ADDRESSOGRAPH MULTIDISCIPLINARY PROGRESS NOTES 13-9-99

JIM

ROSKOS

NS/MG

**EXT**-Extern

**PSY-Psychologist** 

SAC-Sub. Abuse

Counselor

identify discipline

OTH-Other, please

AT-Activity Therapy

M.D.-Physician

**NSG-Nursing** 

SW-Social Work

TIMBERLAWN MENTAL HEALTH SYSTEM SH Date & **MULTIDISCIPLINARY PROGRESS NOTES** Discipline Time 1000 0 **ADDRESSOGRAPH** MULTIDISCIPLINARY PROGRESS NOTES

AT-Activity Therapy E

Case 3:10-cv-00163-N

M.D.-Physician SW-Social Work NSG-Nursing EXT-Extern
PSY-Psychologist
SAC-Sub. Abuse
Counselor
OTH-Other, please
identify discipline

M106501 10-9-99 M87018 MURPI/, JIM DK. ROSKOS AR 9-1-75 M8/M6

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PATIENT NAME 3:	10-cv-00163-N Document 42	2-15 / Filed 05/	05/10 Rage 55	of 533, Pag	el <b>D/01575</b>
TYPE OF GROUP:	PMCP55	1E/0-50-1	Z_FACILITA LL	1.10W/2	79
FOCUS OF PT. WORK	ACTIVE PRESENTATION: PARTICIPATION		ERVED SYMPTOMS: Self harm impulse	Suicidality	
Affect modulation	Flat Blunted Bright Sharing	Supportive Resistive	Angry Outburst	Worthlessness	
upulse Control	Depressed Lethargic Drowsy	Attentive	Hopelessness	Paranoid	
uicide Prevention Stress Management	Anxious Incongruent Attemp	ts to monopolize	Hostility/irritability Poor Hygiene	Threats Agitated	-
Reality Testing	- PROPERTY PROPERTY ATION:		Hypersonnamulant		
Confrontation	COGNITIVE PRESENTATION:		Homicidal Ideation	_Tremors	ر فی
Errocessing feelings Education	Loose Associations Hallucinations	A/V	Victimization Peer/Family conflict	Tearful	
Relapse Prevention	Distorted thinking \( \sum_Congruent		Sexual acting out		
Cognitive Therapy	Illogical Delusional		7 Insomnia	1- 10111	en allastin
Discharge Planning PROBLEM NUMBER:	NOTES: P. Will	VALS5 X	reling K	1 ROUGH	DA CON
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a Thom he	man to other his.	HWY(IMO)	1 DIVERIAL	- Corregion	
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7 1 1 10	Ma Albana Nina and		Tell Jy	10000	PC/re: rehu
resiencame	U + O JUNA DIMIXIA	#*************************************		111011	and North MA
TYPE OF GROUP:	Parcess	TIME: 200	300 FACILITATO	OR: VUFVUOV	vier ouer in
FOCUS OF PT. WORK	AFFECTIVETRESENTITION	TICIPATION: REPO	RTED/OBSERVED SYM Self harm impulse	Suicidality	, , , , , , , , , , , , , , , , , ,
Affect modulation	Flat Blunted BrightSharm	Supportive  Resistive	Angry Outburst	Worthlessness	•
Impulse Control	Description Lethargic Drow	Attentive	Hopelessness	Paranoid Threats	•
Suicide Prevention Stress Management	VAnxious Incongruent Atter	pts to monopolize	Hostility/irritability Poor Hygiene	Agitated	
Reality Testing			Hypersonmamulant		•
Confrontation	COGNITIVE PRESENTATION:  TangentialDisoriented		Homicidal Ideation	Tremors	•
Processing feelings Education	Loose Associations Hallucination	s A/V	Victimization Peer/Family conflic	·Tearful	•
Relapse Prevention	Distorted thinking Congruent  Hallucination	s A/V	Sexual acting out		•
Cognitive Therapy		to	Insomnia O	n ulhi	chi
Discharge Planning OBLEM NUMBER		ypacear	in Grow	7 100000	1 tranting
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Case Management Not	es:		V	•	
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Group Therapy Progress Note

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TYPE OF GROUP:	Hobsille	TIME:	r P	CILITATOR:	<u> 175</u>		
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lect modulation	FlatBluntedBright	_Sharing _Suppo		fharm impulse	Suicidality Worthlessness		
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Suicide Prevention		DrowsyAttent	· ·	ostility/irritability	Threats		
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FOCUS OF PT. WOR	K AFFECTIVE PRESENTATIO	N: PARTICIPATIO		DBSERVED SYM	PTOMS:		
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Processing feelings	Tangential _	Disoriented		omicidal Ideation	Tremors		•
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Group Therapy Progress Note

ATIENT NAME: Case 3 10-cy-00163-N Document 42-15	Filed 05/05/10 ATE (ge 5) of 583 PageID 11577
	1/2
	PORTED/OBSERVED SYMPTOMS: Octive Self harm impulse Suicidality
Labile Angry Euphoric Larusive Resis	
e Prevention Depressed Lethargic Drowsy Age	
.ess Management Anxious Incongruent Attempts to mone	
Reality Testing	Poor Hygiene Agitated
Confrontation COGNITIVE PRESENTATION:	_Hypersonmamulant
Processing feelings - Tangential Disoriented Education Loose Associations Hallucinations A/V	Homicidal Ideation Tremors
Relapse Prevention Distorted thinking Congruent	VictimizationTearful Pecr/Family conflict
Cognitive Therapy Illogical	sexual acting out
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ROBLEM NUMBER: NOTES: Group Tocusin	g on -problem-solving and
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***************************************	01011810000
YPE OF GROUP: LOSS + Griet T	ME: 1:00 FACILITATOR: TEC Graeser
OCUS OF PT. WORK AFFECTIVE PRESENTATION: PARTICIPATION	
Affect modulation   Elat Blunted Bright   Sharing Suppo	
Impulse ControlLabileAngryEuphoricIntrusiveResist	
Suicide Prevention Depressed Lethargic Drowsy Latter	
Stress Management Anxious Incongruent Attempts to mono	
Reality Testing	_Poor HygieneAgitated
Confrontation COGNITIVE PRESENTATION: Processing feelings Tangential Disoriented	Hypersonmamulant
Education Loose Associations Hallucinations A/V	Homicidal Ideation Tremors Victimization Tearful
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WOLEM NUMBER: NOTES: Educational grou	p discussing types of losses, feelings,
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sarrierg, steps and tools, for recover	ry from griet/103s. Given
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CONTRACTOR AND A STATE	10-9-99
TIMBERLAWN	101111
NAMES AND A STATE A STATE OF S	MURPIL, JIM
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Group Therapy Progress Note

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ATIENT NAMES 3:10-0x-001 3.01. Document	12-15 Filed 05/05/10ATE	age 58/47588 ZPageto 1/1578
YPE OF GROUP: SELF CONCEPT TI	E: NO FACILITA	TOR: YES
OCUS OF PT. WORK ACTIVE PRESENTATION: PARTICIPATIO	REPORTED/OBSERVED SYMPTO	OMS:
ct modulationFlatBluntedBrightSharing	_Supportive _Self harm im	pulseSuicidality
ilse Control Labile Angry Euphoric Intrusiv	ResistiveAngry Outbo	
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Processing feelings		
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Discharge Planning Delusional	Insomnia	•
ROBLEM NUMBER: NOTES:		
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YPE OF GROUP: SUICIDE Prevention		LITATOR: MEKRITT
OCUS OF PT. WORK AFFECTIVE PRESENTATION: PAR	CIPATION: REPORTED/OBSERVE	
Affect modulationFlatBluntedBrightSharing	_Supportive _Self harm in	
	_ResistiveAngry Outb	
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Reality Testing	Poor Hygie	
Confrontation COGNITIVE PRESENTATION:  Processing feelings Tangential Disoriented	Hypersonm Homicidal I	
Trooming testing.		
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itive Therapy		
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PROBLEM NUMBER: NOTES: Group disc	Sion on suicide	i suicide prevention.
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This discussion includes tacts, tell	ings associated ana	prevention methods.
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ase Management Notes:	<del></del>	
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TIMBERLAWN	P PR. ROSKOS	
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MENTAL HEALTH	NS/MG	
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Group Therapy Progress Note

	Case(3:10-cv-00163-N	Document 42-15 (File	d 05/05/10 Page 59	of 533 PageID 11579
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ή.	Patient Assessmen	t and Astimites	MURPHY, BOR. ROSK	
,	Record For //	10 and Activity	AP 7-1-	
,	record For/_/_	10 177	NS / MG	
	Hygiene & ADL			
	11-7 7-17 (17.(V) (V) Independent	1/11/4	4	
		Hr. / T / P / R / BP		
	If functioning not independent: Personal Care Provided	150 978 88 18 TH	Movation Level to Attend	
•	11-7 7-3 3-11 ( ) ( ) ( ) Bed Bath	Hr. / T / P / R / BP	Therapy & Activities 7-3 3-11	11-7 7-3 3-11 ( ) ( ) ( ) Clarification
	( ) ( ) ( ) Partial Bath ( ) ( ) ( ) Shower	3125 96 100 210 198	( ) ( V) Self motistived ( V) ( ) Noods Reminders	()()() Limit-Setting ()()() Confirmation
	( ) ( ) A.M. Care	Hr. / T / P / R / BP	( ) ( ) Frequently Tardy	Problem Solving
	( ) ( ) P.M. Care	DX Tost/Treatments	( ) ( ) Some Refused* ( ) ( ) Refused All*	( ) ( ) Socialization ( ) ( ) ( ) Role Playing
	Elimination Incont. = I, Void = V, Stool = HM		Precautions 11-7 7-3 3-11	()()(V) Orientation ()()() Activity
٠	11-7 7-3 - 3-11	Test Time	()()()H.	( ) ( ) ( ) Education ( ) ( ) ( ) Journaling
	Weight:	Tost Time	(JUTATA)	()()() Ro-Directing
	Lab Services	Nutritional (Eating) 7a 12p 5p	( ) ( ) ( ) EP ( ) ( ) ( ) Soizure	Sleep Pattern
	Admit Profile Drawn Sent	( )( ) Refused Meel	( ) ( ) ( ) Dolax	11-7 9 hours uninterrupted
	Urine	(\$\frac{1}{1}\frac{1}{25\frac{1}{50\frac{1}{	( ) ( ) ( ) Seclusion* ( ) ( ) ( ) Restraints*	( ) Out of bod # times
		( ) ( ) ( ) 75% ( ) ( ) ( ) 100%	" requires progress note for	( ) Difficulity Falling to Sloop ( ) Rostloss
\ .		Educa	additional information	
}	Orientation:		цоп	
	O Patient O Family Significant/	Other:		
	Medication:			
	O Patient O Family Significant/ Disease:	Others		
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	Signature & (Sc ptall 11-7	Signama of the	MAN TA	Signer & ed war said // set
		- WHO	A THU - WE	TANABILITY IN
•	Assessment Behav			Mood
	by RN 1117 7		7-3 3-11	11/7/2-3, 3-11
	117 73 3-11	) ( ) Agitated ( )	( ) ( ) Appropriate ( ) ( ) Withdrawn	Dopressed ( ) ( ) Elated
	(1) ( ) Bright ( ) ( ( ) ( ) ( ) ( ) ( ) ( ) ( ) ( )	) ( ) Uncooperative ( ) ( ) ( ) Self-Destructive ( )	( ) ( ) Attention Socking ( ) ( ) Manipulative	()()() Initable ()())() Amious
-	()()() Blunted ()(	) ( ) Disorganized ( ) (	( ) ( ) Rociusive	( ) ( \( \) 'Angry ( ) ( ) ( ) Gullty
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•	Thought Process	)() Jappropriate	7-3 3-11 () (M) Side	Alortuss ( ) ( ) ( ) Slight Drowsy
<i>i</i>	11273 3-11	)() Withdrawn	( )( ) Neuro-Muscular	( ) ( ) ( ) Lothargic ( ) ( ) ( ) Hyper-Alert
		() ( Restless	( ) ( ) Cardio-Vascular ( ) ( ) Respiratory	Indicat
	()()() Disorganized Cognit	tion (1)	( ) ( ) Gastrointestinal ( ) ( ) Gonitourinary	MAX 2-11 Soll Aware
	(1) (1) (1)	3 3-11 ( ) Orionted x 3 ( )	( ) Sooks Mods ( ) Somatic Complaints	(()()() Denial (()()() Some Insight
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Disoriented

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Case 3:10-cv-00163-W Document 42-15 Flied 05/05/10 Page 62 of 533 PageID 11582 TIMBERLAWN MENTAL HEALTH SYSTEM<sub>SM</sub>

PRECAUTION CHECKLIST

eck on ALL patients 6	18 TU	-9-99	Da Da	te <u>(0/ %</u>		
ICIDE MURP	HY, JIM ROSKOS		CLOSE OBSERVATION:	19/99		
iated A	7-1-75		Initiated	9/99		
	-		Discontinued	· · · · · · · · · · · · · · · · · · ·		
, [	CODES	INITIALS CODES	INITIALS CODES	INITIALS	CODES	INITIALS
Closet Codes	0000 am	1	1 1200 pm		1800 pm CV	Ne
and the standard	0015 am				1815 pm	12C
Closets/Dangerous				1	1830 pm	ne
items locked	0030 am	0630 am				DE.
1	0045 am	0645 am	1245 pm		1845 pm	100
Behavior Codes	0100 am	0700 am	1300 pm	<u> </u>	1900 pm	1100
Uncooperative	0115 am	0715 am	1315 pm		1915 pm \\V	ME.
Cooperative	0130 am				1930 pm	ME
Quiet			·		1945 pm	RE
Talking Threatening	0145 am		•	1	1201	DE
mbative	0200 am	0800 am			2000 pm 1) V	00
rithing	0215 am	0815 am	1415 pm		2015 pm	195
Crying	0230 am	0830 am	1430 pm	-	2030 pm	14
Agitated	0245 am	0845 am	1445 pm		2045 pm	THE
Unresponsive					2100 pm	RE
Banging Cursing	0300 am				17	RE
Pulling	0315 am			<del> </del>	2115 pm ( V	00
Yelling	0330 am	0930 am	1530 pm		2130 pm	<b>1</b> C
Disoriented	0345 am	0945 am			2145 pm U	100 -
Sleeping	0400 am	1000 am	1600 pm BV	The second	2200 pm <u>SV</u>	1115
Demanding		1015 am	1615 pr		2215 pm & V	Re
sel guitant. I	0415 am				2230 pm <b>SV</b>	ne
Location Codes	0430 am	1030 am	1630 pm W		$\mathcal{L}\mathcal{I}$	De
Room	0445 am	1045 am	1645 pm		2245 pm	DC.
Small Lounge  . Big Lounge	0500 am	1100 am	1700 pm		2300 pm 5	100
Group	0515 am	1115 am	1715 pm W	1000 C	2315 pm	Re
School		1130 am	1730 pm CW	LAN'	2330 pm	1 Re
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<b>!</b> }	0545 am	1145 am	1/45 pm	1	2345 prii	
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# TIMBERLAWN MENTAL HEALTH SYSTEMSM

PRECAUTION CHECKLIST ATIENTS ON SUICIDE PRECAUTIONS OR CLOSE OBSERVATION must be checked and initialed every fifteen minutes with enavior code. Closet codes must be used with patients on suicide precaution. Observing for signs of distress are a part of EVERY heck on ALL patients. - - -**CLOSE** :UICIDE **OBSERVATION: RECAUTIONS:** 10-9-99 Initiated nitiated \_\_\_ Discontinued )iscontinued CODES INITIALS CODES INITIA CODES INITIALS CODES INITIALS **Closet Codes** 0000 am ≤ U 1800 pm<sup>C</sup> 1200 pm 0600 ams. Closets Unlocked 0015 am ≤ U 1815 pm 1215 pm Closets/Dangerous 0630 am\_S items locked 1845 pm 1245 pm ( **Behavior Codes** 1300 pm 1900 pm Uncooperative 0115 am ≤ U 1915 pm 1315 pm 0715 am. Cooperative 0130 am <u></u> ろん 1930 pm 1330 pm **Ouiet** Talking 0745 am 1345 pm ( Э. Threatening 1400 pm 0800 and pmbative 2015 pm 0815 and 1415 pm vvrithing Crying 0230 am 5 4 2030 pm 0830 am 1430 pm Agitated 0245 am 5 12 2045 pm 1445 pm Unresponsive 2100 pm C 0300 am 54 BW 0900 am 1500 pm Banging Cursing 2115 pm 1515 pm 0915 am Pulling 0330 am 5 W 2130 pm 7 0930 am 1530 pm Yelling 2145 pm <u>C</u> Disoriented 1545 pm 0945 am 1 Sleeping 2200 pm ( 1600 pm 1000 am Demanding 2215 pm <u>(</u> 0415 am. 5 CC 1615 pm 1015 am **Location Codes** 2230 pm 1030 am 1630 pm Room 1645 pm\_ 0445 am 5/1 1045 am 2300 pm CL Small Lounge 1700 pm . 0500 am 5 L 1100 am Big Lounge 1715 pm 1115 am Group School 2330 pm C 1130 am 1730 pm Round T Doctor 1145 and 1745 pm INITIAL IDENTIFICATION INT

MURPHY, JIM  22. ROSKOS  AP 9-1-75	227
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# TIMBERLAWN MENTAL HEALTH SYSTEM ...

PRECAUTION CHECKLIST

ATIENTS ON SUICIDE PRECAUTIONS OR CLOSE OBSERVATION must be checked and initialed every fifteen minutes with ...avior code. Closet codes must be used with patients on suicide precaution. Observing for signs of distress are a part of EVERY heck on ALL patients. CLOSE JUICIDE **OBSERVATION: RECAUTIONS:** Initiated 10-9nitiated Discontinued \_\_\_\_\_ iscontinued CODES INITIALS CODES INITIALS CODES INITIALS CODES INITIALS <sub>0600 am</sub>\_Su **Closet Codes** 0000 am. S/1 140 1200 pm Closets Unlocked 0015 am 5 U Closets/Dangerous 0030 am items locked 0045 am **Behavior Codes** 1300 pm Uncooperative Cooperative 3. 1330 pm Quiet 0745 am ), Talking **Threatening** 0800 am 1400 pm 2000 pn ombative 1415 pm 0815 am **Vrithing** Crying 1430 pm 2030 pm 0830 am Agitated 0845 am 1445 pm 2045 pm Unresponsive 2100 pm 0900 am 1500 pm Banging Cursing ٧. 2115 pm 0915 am 1515 pm Pulling Э. 2130 pm 1530 pm 0930 am Yelling 2145 pm Disoriented 0945 am ₹. Sleeping 3. 2200 pfg 1000 am ۲. Demanding 1015 am **Location Codes** 2230 pr 1030 am Room U. 1045 am Small Lounge 2300 pr 1100 am Big Lounge 1115 am Group X. School Y. 1130 am 0530 am Round & Doctor -1145 am \_

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# Case 9:10-cv-00163-N Dodument 42-15 Ned 05/05/10 Page 65 of 533 Page D 11585 TIMBERLAWN MENTAL HEALTH SYSTEM<sub>SM</sub>

PRECAUTION CHECKLIST

ATIENTS ON SUICIDE PRECAUTIONS OR CLOSE OBSERVATION must be checked and initialed every fifteen minutes with joir code. Closet codes must be used with patients on suicide precaution. Observing for signs of distress are a part of EVERY sheck on ALL patients.

\	the state of the s		Date	-   -   -   -   -   -   -   -   -   -
UICIDE RECAUTIONS:	<del></del> ,	CLOSE OBSER	•	,
itiated		Initiated	10/9/99	
iscontinued		Disconti	nued	· · · · · · · · · · · · · · · · · · ·
•	CODES INITIALS	CODES INITIALS	CODES INITIALS	CODES INITIALS
Closet Codes	0000 am CHO EW	0600 am Su EW	1200 pm CV 5C	1800 pm
Closets Unlocked Closets/Dangerous	0015 am W EW	0615 am <u>ly EW</u>	1215 pm (1)	1815 pm
items locked	0030 am CW EW	0630 am Sy Ew	1230 pm	1830 pm
Behavior Codes	0045 am CW EW	0645 am Su Eu	1245 pm	1845 pm
. Uncooperative	0100 am ZZ EW	0700 am <u>sw Ew</u>	1300 pm	1900 pm
Cooperative	0115 am <b>Ett</b> Sw	0715 am SW &W	1315 pm	1915 pm
. Quiet	0130 am JUGW	0730 am SW EW	1330 pm CV 5	1930 pm
Talking Threatening	0145 am SW, EW	0745 am	1345 pm CV 3 C	1945 pm
Combative	0200 am MWW O215 am MW EW	0800 am 50 50	1400 pm CV 4C	2000 pm
ithing Crying	0 (Cu)	0815 am 2 2 2	1415 pm (V) (V)	2015 pm
Agitated	0 000	1 / 2	1430 pm 1 5 C	2030 pm
Unresponsive . Banging	CI	0845 am 50 5 C	1445 pm 10 V 9 C	2045 pm
. Cursing	0300 am SU EW 0315 am SU EW	0900 am 5 U 5 C	1500 pm	2100 pm
. Pulling	0315 am Su Ew	0915 am 5 V 5 C	1515 pm	2115 pm
Yelling Disoriented	0330 am Sw Sw	0945 am U 3C	1530 pm	2130 pm
Sleeping	0400 am Su EM	1000 am CV 5C	1545 pm	2145 pm
Demanding	0415 am Sw EW	1015 am C X 3 C	1615 pm	2200 pm
Location Codes	0430 am 511 MM	1030 am	1630 pm	2215 pm
Room	0445 am SU MM	1045 am CX 5C	1645 pm	2245 pm
Small Lounge . Big Lounge	0500 am Sw EW	1100 am X SC	1700 pm	2300 pm
Group	0515 am Su Ew	1115 am \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	1715 pm	2315 pm
School	0530 am Su Eu	1130 am X 5 C	1730 pm	2330 pm
Round & Doctor	0545 am & EW	1145 am ( ) S (	1745 pm	2345 pm
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# TIMBERLAWN MENTAL HEALTH SYSTEM

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# TIMBERLAWN MENTAL HEALTH SYSTEM

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# TIMBERLAWN MENTAL HEALTH SYSTEM

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# PRIN MEDICATION ADMINISTRATION AND TREATMENT RECORD

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# TIMBERLAWN MENTAL HEALTH SYSTEMSM

# P.R.N. MEDICATION ADMINISTRATION AND TREATMENT RECORD

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Case 3:10-cv-00163-N Dodument 42-15 File	d <sub>1</sub> 05/05/10	Page 71 of 533	PageID 11591
M106501 10-0-00 M89018 TIMBERLAWN MENTAL MURPHY, JIM TB ASSESS	HEALTH MENT	SYSTEM	
Patient 2 - 271/25 NW DV	<del></del>	, •	er ( ) wh
Is the patient a reliable historian?	•	no '	
If the patient is reliable, ask the following questions historian, ask a family member the following questions.		nt is not considered	l a reliable
1. Has the patient ever been treated for TB?	Yes	(No)	
2. Has the patient been exposed to anyone wit	h TB? Yes	160	
3. Has the patient been vaccinated with BCG?	Yes	No	
4. Have you ever been told you had a positive	test? Yes	(No)	
5. Is the patient exhibiting any of the following	symptoms?		
Hemoptysis (blood in sputum)	Yes	No	
Cough	Yes	(No.)	
Night Sweats	Yes	N	
Unexplained weight loss	Yes	N	
Fever (usually at night)	Yes	No.	
If treated in the past, document when and with wha	t drugs.		
ACTION: If exposed, and without symptoms, please request	ΓB testing as	part of the admitti	ng orders.
	Date	Initials	
If treated in the past, order a consult with the interr	nist.		
	Date	Initials	
If two or more symptoms are present, the following			•
<ol> <li>the patient must be masked prior to bein AND</li> </ol>	g on a uilli,	Time	Initials
2) a STAT Chest x-ray must be ordered	Data	Initial	
	I INTO	7 47 17 1 0 1	

Results of the Chest X-ray <u>must</u> be discussed with the consulting internist if abnormal.

# Case 3:10-cv-00163-N Document 15 Field 09/15/Rig Rage 72 of 533 Patient 1592

When you apply for or receive mental health services in the State of Texas, you have many rights. Your most important rights are listed on these four pages. These rights apply to all persons unless otherwise restricted by law or court order. A judge or lawyer will refer to the actual laws. If you want a copy of the laws these rights come from, you can call the Health Facility Licensure and Certification Division of the Texas Department of Health at 1-800-228-1570.

It is the responsibility of this hospital under law to make sure you have been informed of your rights. But just giving you this information does not mean your rights have been protected. This hospital is required to respect and provide for your rights in order to maintain licensure and do business in this state.

# Your Right to Know Your Rights

You have the right, under the rules by which this hospital is licensed, to be given a copy of these rights before you are admitted to the hospital as a patient. If you so desire a copy should also be given to the person of your choice. If a guardian has been appointed for you or you are under 18 years of age, a copy will also be given to your guardian, parent, or conservator.

You also have the right to have these rights explained to you aloud in simple terms in a way you can understand within 24 hours of being admitted to the hospital to receive services (e.g., in your language if you are not English-speaking, in sign language if you are hearing impaired, in Braille if you are visually impaired, or other appropriate methods).

# Your Right to Make a Complaint

You have the right to make a complaint and to be told how to contact people who can help you. These people and their addresses and phone numbers are listed below.

You have the right to be told about Advocacy, Inc., when you first enter the hospital and when you leave. Information about how to contact Advocacy, Inc., is also listed below.

If you believe any of your rights have been violated or you have other concerns about your care in this hospital, you may contact one or more of the following:

Health Facility Licensure and Certification Division

Texas Department of Health

1100 W. 49th St., Austin, TX 78756 Advocacy, Incorporated

7800 Shoal Creek Blvd, Suite 171 E, Austin, TX 78757

1-800-228-1570

1-800-315-3876

If you have been involuntarily committed and you believe that your attorney did not prepare your case properly or that your attorney failed to represent your point of view to the judge, you may wish to report the attorney's behavior to the Ethics Committee of the State Bar of Texas by writing:

Disciplinary Council State Bar of Texas 1414 Colorado P.O. Box 12487 Austin, Texas 78711-2487

If you are a voluntary patient <u>OR</u> if you have been taken to the hospital against your will, turn to pages three and four for a listing of your special rights under law in Texas. All patients should read pages two and three, which explain the rights that apply to everyone receiving services at this hospital.

	STATEMENT THAT YOU HAVE RECEIVED THIS PAMPHLET/IT HAS BEEN EXPLAINED
I certify	I have received a copy of this four-page document prior to admission
	Staff have explained its content to me in a language I understand within 24 hours of admission (if involuntarily committed).
	Staff have explained its content to me in a language I understand prior to admission (if voluntarily committed).
Name \( \square \)	V10-9-99 Witness 1/19-23  Date 10/9/-23
	ship of witness to patient:

0 - 9 - 99

DR. ROSKOS

AP 9-1-75

NS /M

#### TIMBERLAWN MENTAL HEALTH SYSTEM 4600 SAMUELL BLVD DALLAS, TEXAS 75228

(patient's name)	authorize Timberlawn Mental Health
	f the admission process. This photograph redication administration and treatment.
I understand that this photograph we record and as such will be protected Guidelines.	ill become part of the permanent medical if by all appropriate State and Federal
Patient Patient	
Parent or Legal Guardian	Date
Mufti Md	

MURP . . . JIM DR. ROSKOS

NS/MG



# TIMBERLAWN Mental Health System...



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- 1. CONSENT TO TREATMENT: (a) The undersigned, either as Patient or on behalf of Patient (the "Undersigned"), consents to the procedures, services and treatments, emergency and otherwise, which may be performed and/or provided by the Hospital during this Hospitalization or on an out-patient basis, including, but not limited to, psychiatric treatment or services, psychological treatment or services, laboratory procedures, x-ray examinations, medical treatments, or procedures, anesthesia, and/or hospital services rendered for the Undersigned under the general and/or special instructions of any physician.
  - (b) The Undersigned agrees that the Hospital may at any time decline further to treat or care for the Patient and the Undersigned agrees that, upon notification by the Hospital, the Undersigned will immediately remove or cause the Patient to be removed from the care and custody of the Hospital.
  - (c) The Undersigned agrees to hold harmless the Hospital, its directors, officers, staff doctors, residents, interns, agents and employees, and to indemnify against and protect all and each of them from any claim for loss of personal effects and for any and all liability, obligation, cause of action, claim or damage, of whatsoever nature or character, by whomsoever made, and from whatever cause, in any way arising or to arise in connection with, in respect of or relating to the Patient, whether the same shall arise by reason of accident, occurrence, act or omission on or off the premises of the Hospital.
- 2. <u>PERSONAL VALUABLES:</u> The Undersigned certifies that he or she has been advised that he or she must assume full responsibility for any valuables that are kept in the room or on the person of the Undersigned, including, without limitation, jewelry, watches, rings, money, keys and credit cards. The Undersigned is aware that the Hospital will not assume responsibility for these items in the event that they are lost, stolen or misplaced. Valuables may be placed in the Hospital safe for safekeeping.
- 3. <u>DAMAGES</u>: The Undersigned has been informed and agrees to pay in full any and all charges billed by the Hospital for damages to facilities and property caused by the Undersigned. The Undersigned understands that these damages will include only those items which are intentional and are not as a result of normal usage. The Undersigned furthermore understands that the Undersigned will be billed separately for the damages and will submit payment in full within thirty (30) days from the date of the bill.
- 4. <u>FINANCIAL AGREEMENT:</u> The Undersigned whether signing as agent, Patient and/or guarantor, agrees that, in consideration of the services to be rendered to the Undersigned, he or she hereby individually will pay all charges incurred by the Hospital in connection with treatment of the Undersigned and/or costs related thereto in accordance with the rates and terms of the Hospital. If the Undersigned's and/or Patient's account is referred to an attorney for collection, the Undersigned and/or Patient shall pay interest, reasonable attorney's fees and collection expenses.
- 5. ASSIGNMENT OF INSURANCE BENEFITS AND RIGHT OF RECOVERY: (a) In consideration of services rendered or to be rendered, the Undersigned as agent, Patient and/or guarantor, hereby irrevocably assigns to the Hospital any and all right, title and interest in and to the benefits payable for services rendered by the Hospital provided in any policy or policies of insurance or any health benefit plan or plans of Patient, Patient's spouse and/or the Undersigned. Such irrevocable assignment shall be for the purpose of recovery on such policies or plans, but shall not be construed to be an obligation of the Hospital to pursue any such recovery. The Undersigned as agent, Patient and/or guarantor, hereby also authorizes the direct payment to the Hospital for all benefits due under such policy(s) and/or plan(s) by reason of services rendered therein. The Undersigned will pay the Hospital for all charges incurred or, alternatively, for all charges in excess of the sum actually paid pursuant to such policies or plans.
  - (b) The Undersigned, as agent, Patient and/or guarantor, hereby irrevocably assigns to the Hospital any and all right, title and interest in and to any and all causes of action, rights, suits, demands of claims which the Undersigned and/or Patient has or may have against any insurance company, health benefit plan or third party for any and all payments due and owing to the Undersigned by reason for this hospitalization.

  - 7. <u>LIMITED POWER OF ATTORNEY:</u> The Undersigned hereby authorizes and appoints the executive director of the Hospital or his agent as attorney in fact to take measures on behalf of the Undersigned as may be necessary to collect any claims and/or insurance proceeds and to endorse any checks made payable to the Undersigned for such claims and/or insurance proceeds by signing as attorney in fact to any such checks and/or insurance claim forms.
  - 8. AUTHORIZATION TO RELEASE INFORMATION: The Undersigned authorizes the Hospital to release to any and all insurance companies, health benefit plans, administrators and/or employers having coverage, any medical records or information pertaining to this hospital admission of the Patient. A photostatic copy of

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1	Case 9:10-cv-00163-M Document-42-15 Fled 05/05/10 Page 75 of 533	agelD 11595
	M106501 10-9-99 M89018 TIMBERLAWN MENTAL HEALTH SYSTEM MURPHY, JIM ADVANCE DIRECTIVE ACKNOWLEDGEMENT DR. ROSKOS AP 2-1-75	- رفسان
1.	I have been given written material about my right to make decisions concerning medical care, including the right to accept or refuse medical or surgical treatment.	Patient's initial
2., 4	I have been given written material about my right to make decisions concerning psychiatric treatment if I become incapacitated while hospitalized.	Patient's initial
3.	I have been informed of my right to formulate advance directives.	Patient's initial
4.	I have been given written material outlining the Timberlawn Mental Health System policies and procedures with respect to the implementation of these rights.	Patient's initial
5.	I understand I am not required to have an advance directive in order to receive care at Timberlawn Mental Health System.	Patient's mitial
6.	I have executed an advance directive, I understand that the terms of my advance directive will be followed in accordance with the Timberlawn Mental Health System policies and procedures.	Patient's initial
PLEAS	SE CHECK ONE OF THE FOLLOWING STATEMENTS:	
0	I have executed an advance directive	ical Psychiatric
	PATIENT WILL PROVIDE TMHS A COPY OF ADVANCE DIRECTIVE: U YES UNC	)
	I HAVE NOT AND DO NOT WANT TO execute an advance directive at this time	
ū	Patient has received information regarding advance directives, but REFUSES TO SIG	GN.

	I have executed an advance directive
	PATIENT WILL PROVIDE TMHS A COPY OF ADVANCE DIRECTIVE: \(\sigma\) YES \(\sigma\) NO
	I HAVE NOT AND DO NOT WANT TO execute an advance directive at this time
	Patient has received information regarding advance directives, but REFUSES TO SIGN.
	PATIENT IS INCAPACITATED. Information regarding advance directives has been given to patient's family or surrogate (if applicable)
/	Patient's Name    Deg-95     Date

Date



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1/97

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# Case 3. 0.200-00163 Ning openlawn M. Finab Health Rage tem 533 PageID 11596

Consent 19 Release Verbal	Information and/or Contact
m106501 1049299 Designate	d Individual
MURPHY, JIM.	
E AP 9-1-75	
AP 9-1-75 NS/MG Patient Name: (Jin) Jeolidiah Its	AC MURPY Date: (0/9/99
Tim Tedidiah hereby give my	consent to members of the staff of Timberlawn to contact
and share ongoing treatment and discharge information	n with individual(s) listed below. The information shared
will be for the purpose of appropriate assessment/evalu	BLM
Name of Designated Contact	DR. Ester brook  Name of Referral Source
	Name of Referral Source
<u>girl Friend</u> Relationship	Relationship
Relationship	Relationship
NB60 CZ 4040 KAUFNON-	Glen Oaks Hospital
Address	Address
(972) 962-0307 Telephone number	(80)443-1109 Telephone number
Telephone number	Telephone number
Patient Signature Date  Musture Ledward Le	
Patient Signature Date	
March Padages LK	
Witness	
I understand these records include drug/alcohol/mental health/communicable	disease related information. I understand that information released could contain
reference to or results of HIV antibody testing. A photocopy of this authorization the undersigned at any time except to the extent that action has been taken in relia	ance hereon and in any event, shall expire ninety (90) days from the date of signature.
PROTECTION OF REDISCHOSURE. This information has been disclosed to V	on from records whose confidentiality is protected by Federal Law. Federal Regulation
(42 CFR Part 2) prohibit you from making any further disclosure of this inform	nation, except with the specified written consent of the person to whom it person nother party is not sufficient for this number. Federal Regulations state that any person
who violates any provision of this law shall be fined not more than \$500 in the ca	ase of a first offense, and not more than \$5,000 in the case of each subsequent offense.
***********	**********
Referral Source contacted within 48 hours of admi	SSIOU:
Date contacted Name of person you s	しょうしょう かんしょう アンドラ アンドラ アンドラ アンドラ アンドラ アンドラ アンドラ アンドラ
Timberlawn Casemanager name:	
Referral Source contacted <u>UPON Discharge</u> :	
Date contacted Name of person you s	poke with
Timberlawn Casemanager name:	

Form # 3141 Revised 6-99



Dedicated to patient care, education and research since 1917.

# APPLICATION FOR VOLUNTARY ADMISSION TO TIMBERLAWN MENTAL HEALTH-SYSTEM

STATE OF TEXAS
COUNTY OF DALLAS
I hereby file with the head of TIMBERLAWN MENTAL HEALTH SYSTEM, this request to be admitted as a voluntary patient and agree to submit myself to the custody of said TIMBERLAWN MENTAL HEALTH SYSTEM for diagnosis, observation, care and treatment and therein after remain in said TIMBERLAWN MENTAL HEALTH SYSTEM until I am discharged or until I request to be discharged from the hospital.
SIGNED this 9 day of Oct 1999 time 2,308
(Signature of Applicant)
(Address)
(If applicant is under the age of 16 years, the additional signature of parents or legal guardian)
(Address)
(Witness)



# MBERLAWN MENTAL HEALTH SYSTEMS. ....

# Letter of Release

I am submitting my letter requ	esting release from Timberlawn Mental Health System
Tam Sasmining by	
	Jim Mengery
	Signature /
	JIM MURPHY
	Name of Patient
/0-13-99 Date	Witnessed by Staff
10:10 A.M.	Copella RV
Time of Day	Witnesset/by Staff
Health System	
	Letter of Retraction
I would like to	o retract my Letter of Release written above.
Date	Signature
	Witnessed by Staff

Case 2.10-cv-00163-N Document 42-15	Filed 05/05/10 Pag	e 79 of 533 Pagel	D 11599
TIMBERLAWN MENT		I CIVIsu	
	ICE DEPARTMENT FIENT'S VALUABLES	A TONG	
	* M10650	1 10-9-99	
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Haloperidor 5 mg	<b>V</b>		
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DATE TIME: PATIENT'S SIG	SNATURE //		
DATE: TIME: PATIENT'S SIG	Kalik	ie Nin	orlen
1	2(Unit Staff Member)	//	
Proper Accepted By	(Sim Simily)		
<u>(1) 4                                   </u>	Witnessed by Nursing S	taff 0	0
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FINAL WITHDRAWAL DATE: PT. SIGN	M BO SI	G I Tues	

ACCTAMED RECORD NO. 1000 000 000 000 000 000 000 000 000 0	10/09/9	MSV	1P MVA	H ROOM BED	ADM. CLERK	S,S. RICHAF	D 00227
0106501	A I	PSY	PATIEN	9105-A	CHAV		
PATIENT NAME			PATIEN	S.S. NO		AGE D.O.B.	SEX RACE
JRPHY		JIM		456	712610	024Y, 970	نے
ADDRESS 6305 FM 429			. <b>i</b> .	city (AUFMAN T)	<b>x</b>	STATE, ZIP 75148	асирноме NO. В 972-286-1
HOME ADDRESS (IF DIFFERENT)			•	,			.,
,				V	Ta A O I	untary	000
NEAREST RELATIVE (RELATIONSHII HOPE ABBOTT	r) '		ADDRESS				
EMERGENCY CONTACT			ADDRESS		T	olunta	AC/PHONE NO.
SAME AS ABOVE	-				LIIV	Diunta	<b>TV</b> 000
PATIENT'S EMPLOYER UNEMLOYED			ADDRESS				AC/PHONE NO.
	<sup>er</sup> sia · · · · · · · · · · · · · · · · · · ·		GUARANT	ORS INFORM	IATION		0.5500000000000000000000000000000000000
NAME			ADDRESS				AC/PHONE NO.
URPHY		JI			AUFMAN,	TX	972 286-i
RELATIONSHIP	S.S. NO.		CUPATION / IND	USTRY	•		
EMPLOYER		•	ADDRESS				AC/PHONE NO.
NONE							000
		elje og sammelje (de e	MEDIC	AL INFORMA	TION		Participation of the Control of the
CONSULTING M.D.							
ADMITTING DIAGNOSIS				•		ICD CODE	AT:
		•					71 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 - 1 -
DISCH. DATE LOS	CU DAYS SER	NCE	DRG				4225.407007005
			CLAIM	S INFORMAT	ION		
CO.#	PLAN#	GROUP #		CY#/ID	INSURANCE CO.		NSURED STAT ALUE OPTIONS
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2 000	00						
MAIL CLAIM TO:							
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							UR PRO APPROVAL
						36.7.20	
TIENT VALUABLES DEPOS	SITED	ΠY	ES	□ NO		ENVELOPE . NUMBER	
•							

SYSTEM SM

	106501		
3:10-cv-00163-N Docu	iment 42-15 Filed <b>6565</b> 10	Page 81 of 510 Page D 1160	01
10-115 (M) 06501 10-	9-99	AP	
	AWN MENTAL HEALTH		
DR. ROSKOSATI	Murphy	EBI	
1. Patient's full name: Tedialah	Issac Hammesim	M/F_DOB_9-1~15	· ·
2. Home address: 6305 FM 429			
3. Phone# 972-266-1570	_Marital Status: M S D W	(circle one) Race WHITE	<u>,                                      </u>
4. Patient's Social Security # 456	-712610		
5.Patient's Employer: NO	•	Occupation	
6. Address:	City	StateZip	<del></del>
7. Next of Kin Hope About Re	elation Mother A	ddress: Haskal/	
8. City Seagoulue State			
9. Emergency Contact: Same As 1	ball Relation	Address:	·
10. CityState	ZipHome#	Work#	· · · · · · · · · · · · · · · · · · ·
11. Insurance Company: NORTH			, 
12. Insured's Name: Jedidiah Is 456-71-21	SAC MUEPHY	Relationship Self	
13 Social Security# 600 300 '	Address: SAme	-710	<del></del>
14. CityState2	CipHome# <i>All</i>	03 /18 Work#	<u> </u>
15. Employer: DONE			
16. Address:	City	<u>CState</u> Zip	
17. Presenting Problem: Medica	tion difficulti	es	
18. Are You Under the care of Dr. or The			
19. Has the patient ever been to Timberl			·
0. Who referred you to Timberlawn?	Glen Daks Hos	PITAL	
21. Address:			
22 CITAPPENVIUEState TX 2	Zip Phone# (~	800-443-1109	

ge 1 of 4

DATE OF ADMISSION: 10/09/99 DATE OF DISCHARGE: 10/12/99

#### FINAL DIAGNOSES:

AXIS I. 1. Bipolar Disorder

2. Dissociative Identity Disorder

AXIS II. Deferred

AXIS III. None

AXIS IV. Moderate

**AXIS V.** GAF of 30/45

**REASON FOR ADMISSION:** The patient is a 24-year-old single white male who presents stating "I can't go on."

HISTORY OF PRESENT ILLNESS: The patient reports a history of bipolar II disorder and dissociative identity disorder. He is currently followed by Dr. Estabrook at Glen Oaks. The patient reports that he has been feeling more depressed and hopeless recently. He reports a current suicidal plan of overdosing. He states has not been sleeping very well. He reports frequent nightmares. He reports appetite decline with weight loss. His energy has been poor. He states that he wants to stay in bed all the time. He feels like he is oversedated from his medications. He reports increasing dissociative episodes. He reports that one of his alters is very aggressive. He reports auditory hallucinations "all of the time."

Recent stressors include relationship problems and starting a new job next week.

PAST PSYCHIATRIC HISTORY: As mentioned he is currently followed by Dr. Estabrook at Glen Oaks. He was recently discharged from Glen Oaks earlier this month. He has been involved in drug rehabilitation in the past. He also states that he has been involved in AA, has a sponsor.

SUBSTANCE ABUSE HISTORY: He does have a significant history of alcohol use. He used to drink an eighteen pack a day. He did this for four or five years. His last use of alcohol was about two months ago.

History of Withdrawal: He does report a history of tremors and nausea.

Related Medical/Social/Vocational/Legal Problems: He reports two to three Public Intoxication charges.



NAME:

MURPHY, JIM

MR#: UNIT: 89018 AP

ADM. DR.:

S. Richard Roskos, M.D.

Dedicated to patient care, education and research since 1917.

age 2 of 4

#### **MEDICAL HISTORY:**

Past hospitalizations/surgery: He reports numerous surgeries. He states that he was shot in the hand and the lung in the past. He had an appendectomy in 1994. He had arthroscopic surgery on both knees in 1996.

Serious illnesses: Patient denies.

Review of systems: He states that currently he is okay physically.

Immunization status: Unsure

Dental exam status: Last dental examination was one and a half months ago.

MEDICATION HISTORY: Current medications include Haldol 5 mg q h.s.; Effexor unknown dosage; Seroquel 100 mg t.i.d.; Depakote 250 mg t.i.d.

Previous Medication Trials: Ativan and Klonopin.

Medication Allergies: Iodine

#### PERSONAL/SOCIAL HISTORY:

Developmental History: The patient reports normal birth and states that he met developmental milestones on time. He lived with his biologic parents until age five. At age five his father died. He went to a foster home at that point.

Family/Martial History, Social Support Current Living Situation: He is currently living alone. He has never been married. He states that he has a two-year-old daughter. He does report relationship problems. He states that his mother is supportive.

Family Psychiatric History: His father abused alcohol and died of liver cirrhosis. His brother is an alcoholic. His paternal grandparents used alcohol.

Vocational History: He reports that he is currently unemployed. He states that he is suppose to start a new job next week.

Educational History: Graduated from high school.

Spiritual Orientation: States that he is Baptist.

Cultural Issues: The patient denies. Legal Issues: The patient denies.

Physical/Sexual Abuse: The patient reports that he was sexually abused by his adoptive father

from age three to six.

SIGNIFICANT PHYSICAL FINDINGS: A physical exam was performed by Paul Neubach, M.D. on 10-10-99. Exam was found to be normal.



NAME:

MURPHY, JIM

MR#:

89018

UNIT:

AP

ADM. DR.:

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age 3 of 4

**PERTINENT LAB/X-RAY DATA:** Blood chemistry on 10-11-99 showed glucose low at 36, carbon dioxide low at 19, and SGPT high at 54. Thyroid panel on 10-11-99 was within normal limits and Depakote level on 10-11-99 was slightly high at 104.

CONSULTANT REPORTS: None

COURSE AND TREATMENT IN THE HOSPITAL: The treatment team focused on addressing the patient's problem of bipolar-depressed. Interventions used to address this problem were: patient was encouraged to take medications as ordered by the physician, the patient was encouraged to attend group therapy and participate, and the patient was taught alternate coping skills.

When the patient was admitted he was placed on Close Observation and his medications were Seroquel 100 mg p.o. q a.m. and 200 mg p.o. q h.s., Depakote 250 mg p.o. q a.m. and 500 mg p.o. q h.s., and Effexor 37.5 mg p.o. b.i.d.

On 10-10-99 the patient complained of auditory hallucinations, of whispering voices talking to themselves. He also complained of frequent switching. Mental status examination revealed the patient to be cooperative with speech fluent, mood "depressed", affect was full range. He was alert and oriented x4. The patient was positive for suicidal ideation with a plan to overdose. Changes to his medications were Seroquel was changed to 100 mg p.o. t.i.d., adding a midday dose, and Depakote was changed to 250 mg p.o. t.i.d., also adding a midday dose, and Effexor was changed to Effexor XR 150 mg p.o. q a.m.

On 10-11-99 the patient stated he was losing time. He stated Effexor resulted in impotence. Effexor was discontinued and changed to Serzone 50 mg p.o. q a.m. and Serzone 100 mg p.o. q h.s. Seroquel was increased to 100 mg p.o. t.i.d. (9:00 a.m., 1:00 p.m., and 5:00 p.m) and 300 mg p.o. q h.s. Klonopin was added at 1 mg p.o. t.i.d. No other changes were made to his medication.

CONDITION ON DISCHARGE: On 10-12-99 the patient was requesting discharge, therefore, patient was discharged at his own request.

### DISCHARGE INSTRUCTIONS TO PATIENT/FAMILY:

Medications: Klonopin 1 mg p.o. b.i.d., Serzone 50 mg p.o. q a.m. and 100 mg p.o. q h.s., Depakote 250 mg p.o. t.i.d., Seroquel 100 mg p.o. t.i.d. (9:00 a.m., 1:00 p.m., and 5:00 p.m) and 300 mg p.o. q h.s.

Diet: Regular



NAME: MURPHY, JIM

MR#: 89018

UNIT: AP

ADM. DR.: S. Richard Roskos, M.D.

Dedicated to patient care, education and research since 1917.



ADMINISTRATIVE PSYCHIATRIST, SEGNATURE,

3122 (REV 3/96)

TIMBERLAWN MENTAL HEALTH SYSTEM DISCHARGE PHYSICIAN ORDER FORM	olalaa
	59018 - 1
To be completed / reviewed by Administrative Psychiatrist before discharge.  DISCHARGE DATE: 10/12/51 TIME:	SCANG
DISCHARGE INSTRUCTIONS: MEDICATIONS (Include name, dosage, and am	ount if dispensed)
Klonopin Ing one twice a day;	
aday and 3 at bedtime; serzo	ne loong twice aday
	TO BE DISPENSED YES YES
PHYSICAL ACTIVITIES RESTRICTION, DIET:	
D-0-10	
	are Physician
DISCHARGE INSTRUCTIONS TO PATIENT/FAMILY: (R) program, therapies, a	and the contract of the contra
wellation tollowing (chedular)	
	4.57,650 11,100000
- 1ervell 1/2 9/2-524-4159	
MMENTS:	
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I have participated in development of this plan. I	understand the above information.
PATIENT/FAMILY SIGNATURE:	DATE:
NURSE'S SIGNATURE:	DATE: 10 12 99
FINAL DIAGNOSIS:	
PRINCIPAL DX Bysh 10	
OTHER DX'S:	
AXIS I	
AXIS II	
AXIS III	
AXISIV	
AXIS V	<u> </u>
TYPE OF DISCHARGE: AMA MHB REQUEST	☐ TRANSFER ☐ ADMINISTRATIVE
OTHER:	

DATE:

F00-02424-M

THE STATE OF TEXAS	. § &	IN THE 194TH JUDICIAL
v.	§ § 8	DISTRICT COURT OF
JEDIDIAH ISAAC MURPHY	\$ \$	DALLAS COUNTY, TEXAS

#### **AFFIDAVIT**

STATE OF TEXAS

COUNTY OF <u>Greq 9</u>

BEFORE ME, the undersigned authority, on this day personally appeared Hollis Hill, who being by me duly sworn, deposed as follows:

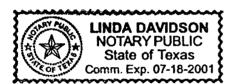
"My name is Hollis Hill, I am of sound mind, capable of making this affidavit, and personally acquainted with the facts herein stated:

Pages of records from Oak Haven Recovery Center. These said 123 pages of records are kept by Oak Haven Recovery Center in the regular course of business, and it was the regular course of business of Oak Haven Recovery Center for an employee or representative of Oak Haven Recovery Center with knowledge of the act, event, condition, opinion, or diagnosis recorded to make the record or to transmit information thereof to be included in such record; and the record was made at or near the time or reasonably soon thereafter. The records attached hereto are the original or exact duplicates of the original."

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Attiant

SUBSCRIBED AND SWORN TO BEFORE ME this 21 day of November, 2000, to certify which witness my hand and seal of office.



Notary Public in and for Greg g County, Texas

My Commission Expires: 7-18-2001

1 ITim !
NAME: Murphy Jedidiah Ismae CASE: 75910
ADDRESS: 727 & North Commerce, Wills Wint, Van Candt W.
DOB: 9175 RACE/SEX: WM SS#: 450-71-2100 75
LAST KNOWN FINANCIAL STATUS: INDIGENT/PAID FEE/INS/UNKNOWN
LOCATION & CASE MANAGER OF LAST SERVICE: OF TRE - BILL TEMP
PRESENTING PROBLEM: Alcohol
ADM. DATE: 11 73 98 DATE: 13 98 SERVICE: Substance Abuse
DISCHARGE DIAGNOSIS (AXIS I & II): I - 303.90 - Alcohol Dep
DISCHARGE DIAGNOSIS (AXIS I & II):
IIVI.09-100 Diagnosis
DISCHARGE MEDICATIONS: 100
TO THE OTHER PROPERTY AND A
STATE FACILITY HISTORY: 10 NO

#### SABINE VALLEY CENTER SUBSTANCE ABUSE SERVICES DIVISION CLIENT CONTACT / REGISTRATION / ADMISSION / UPDATE

Current Admission Date: 11/23/98
Update: 01/21/99

Form Use: C U Reason:

Staff Name: TRAMMELL, M.

RU #: 0411 Client ID: 75910 OHRC/D

الخبية الرازيي

Staff ID #: 0\100

CLIENT NAME: MURPHY, JEDIDIAH ISAAC

Sex: M

Ethnic Group: WHITE

Age: 23

DOB: 09/01/75

Social Security: 456-71-2610

Presenting Problem: 3

(3=Alcohol; 4=Drug)

CURRENT ADDRESS: 727 E. N. COMMERCE

(LIVING WITH FAMILY/OTHER RELATIVES )

City: WILLS POINT

Zip: 75169

County: VAN ZANDT

State: TX Home Phone: (903) 873-6830

REFERRAL SOURCE

Name: ANDREWS CENTER

Agency/Relation: MHMR

Referral CODE: 52

3-Invol Crim 2-Invol Civil 1-Vol

Marital Status: LIVING W/SIGNIFICANT OTHER OF COMMON LAW CODE: 4

# Children Under 19: 1 Custody: yes If yes, # months:

regnant: NO

Primary Language: ENGLISH ducational Level Achieved: 12

CODE: 2

\_mployment Status: UNEMPLOYED Reason Unemployed: S/A PROBLEM

CODE: 2

Employer:

Occupation:

— MEDICAL / TREATMENT INFORMATION —

Current Medication: NONE Medical Problems: NONE

Allergies: NKA

NOTES:

PRIOR TREATMENT HISTORY

Have you ever been treated for alcohol/drugs: no

Total # admissions to any substance abuse program: 0

Months since last discharge from any substance abuse program: 0

= SUBSTANCE ABUSE RELATED INFORMATION ===

DRUGS OF CHOICE NAME CODE

1ST 04

ALCOHOL

2ND

3RD

CASE: 75910

NAME: JEDIDIAH MURPHY

UNIT: 410-OHRC

CRIMINAL JUSTICE HISTORY

times arrested for S.A. offenses within 120 days prior to this adm:3 rpe of Violation(s): 1: OTHER ALCOH. RELATED 2:

County: VAN ZAND Currently on Probation: yes

Name of probation officer: KENNETH PRUITT

City: Currently on Parole: no

Name of parole officer:

Do you have any charges pending: If yes, explain:

Where:

CASE: 75910

NAME: JEDIDIAH MURPHY

UNIT: 410-OHRC

Date of admission:	11/3/58 Time of admission: 11:00 Am
Office use only. Funding source:	Deposit paid:
***************	(Middle) ISAAC
Name: (Last) MURPHY	(First)
	NORTH COMMERCE 75169
City: WILLS POINT	County: VAN ZANDT Zip Code: 75/69  SS#: 456-71-26/0 Date of birth: 9-1-75 Age: 23
Phone: 903-873-6830	Race: [   White*1 [ ]Black*2 [ ]Hispanic*6 [ ]Other
Gender: [ / ]Male*1 [ ]Female*2	Race:   Pjvvnile
Marital status: [ ] Never married*1 [ ] Married*2	
Widowed*3	cant other or married by common-law*4
[ Living with Signification of the significant of t	ed with custody of children*6
	ed with custody of children*7  ed without custody of children*7  ed with no children under the age of 19 *8
r 1 Divorced/separate	ed with no children under the age of 19 *8
[ ] Unknown*9	
	NOREWS CENTER  ne of agency or individual who referred you for substance abuse treatment)
Referred to treatment by:	NDCEWS (EN PORTION DE LA PROPERTIE DE LA PORTIE DE LA PORT
'강	/ stand other relatives*1
Living arrangement prior to admis	ssion: [YLiving with family, significant other of other other of other other of other of other other of other other of other other of other other other of other o
Living arrangement Press	[ ] Living alone*3
·	
	1 Prison, jail or correctional fraction 47
•	Other
•	[ ] Homeless (living on street, in a car or shelter for homeless)
	short term (less than one month of in translation)  [ ] Homeless (living on street, in a car or shelter for homeless)
	long term (more than one month)*8
	long term (mere and
	Do you have custody? [ ]no [ ]yes
How many children do you have	under the age of 19?(Children, stepchildren, grandchildren, etc.)
How many children do you have Number of children living in you	o f lyes months
Number of children living in you If female, are you pregnant? [ ]	e chould be entered.)
Highest school grade completed	. A Series of the school diploma, lectimodities
Highest school grade complete Education level achieved:	CH PEGREE (Ex. GED, IIIgh
Education level deline	1 140 months: 12
Number of months employed du	ring the last 12 mondis.
Approximate income last 12 mo	Milis.
	1 None*0
Sources of income:	Public assistance*2
[ ] Wages/salary*1 [ ] Retirement pension*3	r 1 Disability*4
[ ] Unemployment*5	Family/friend support 6
[ ] Unemployment of [ ] Illegal gain*7	Olher*8
[ ] megai yani -	

CLIENT: Jedidiah

· · · · · · · · · · · · · · · · · · ·			
		1	
mployment status: [ Uner	nployed - not seeking (	employment 1	
i (i) Dad	time - work less man J	is figure a record	
i i = u	······································	hours a week 4	
[ ] Hom	emaker, student, disab	oled, retired, incarcerated or other*5	
	f not working:	[ ] Cannot find a job*0	
If unemployed, check primary re	SOU for not working.	t 1 usely problems not chemical-dependency related 1	
(Check only one)		Zin in the transition due to substance abuse problem -	
		(tardiness, poor job performance, substance abuse rolling	
		health problems)*2	
		1 Taking care of family member(s) at nome 3	
		Attending school/vocational training*4	
		Not interested in working*5	
		Lack of transportation*6	
		[ ] Lack of job skills*7	
	•	[ ] Retired*8	
		Other or not applicable (employed)*9 Interested in working but haven't looked for a job*10	
		[ ] Unemployed due to be incarcerated*11	
		( ) Unemployed due to be measured	
If yes, list:  .ave you ever been treated at (If yes, check all that ap Number of DWI arrests during Number of PI (public intoxica Number of other drug/alcoho	[ ] DEAR Red [ ] Grove-Mo [ ] Kirkpatrick [ ] Woodbine [ ] WIN Prog	covery ore Center (Family Center Treatment Center ram  Vol	
	[ ] None*0		
Legal status at admission:	1 Aumiting trial*1		
	Pre-trial diversion	/deferred prosecution*2	
	[ ] Awaiting sentenci	ng"3	
	1 1 Probation (DWI)*	5	
	Probation (non-D)	WI)*6	
	[ ]Parole*7		
	[ ] In jail/prison/work	release*•	
	[ ] Other*9		
		ion/parole officer: KENNETH PRUITT	-
If you are on probation or paro	le, name of your propar	1 TANDT	
	ANUSI CORUIN. TALLY	·	
and the second s		•	

CLIENT: Pelillah Murp

	,
Jumber of hospital admissions or emergency room v	isits during last 12 months: (Doesn't have to be substance abuse problem.)
Number of prior admissions to any detox program:	
Number of prior admissions to any non-detox substa	nce abuse treatment program:
Months since last discharge from any substance abu	se treatment program:() (if applicable)
Past IV drug use: [Vino [ ]yes	
Health insurance type:  [V] No health insurance*  [] Private insurance wit  [] Private insurance wit  [] Medicaid*5  [] Medicare*6  [] Champus, VA*7  [] Other public funds for  [] Unknown*9	nout substance abuse coverage ( n substance abuse coverage*3
at admission:	
Substance abuse patterns at admission:  Primary problem: Alloho / Number of days used last 30 day	(alcohol or type of drug)
Average use in <u>last six months</u> :	[ ] No use*A [ ] Less than once per month*B [ ] 1-3 times per month*C [ ] 1-2 times per week*D [ ] 3-6 times per week*E [ ] Daily*F
Most recent usual route of admir	[ ] Inhalation*3 [ ] IV/IM (needles)*4 [ ] Other*6
	stept or regular basis (not just experimenting): $98-89$
ton problem:	stent or regular basis (not just experimenting): <u>98-89</u> (alcohol or type of drug)
Secondary problem:	No use*A   Less than once per month*B   1-3 times per month*C   1-2 times per week*D   3-6 times per week*E   Daily*F
Most recent usual route of admi	nistration: [ ] Oral*1 [ ] Smoking*2 [ ] Inhalation*3 [ ] IV/IM (needles)*4 [ ] Other*6
Year you began using on a <u>cons</u>	istent or regular basis (not just experimenting):
	***************************************
PATADACE	CLIENT: CLIENT VIC

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	/	·
Tadiana problem:		(alcohol or type of drug)
Tertiary problem:	ays used last 30 days:	<del></del>
Average use	in <u>last six months</u> :	[ ] No use*A
Average use	III last six tilottiis.	Less than once per month B
		11-3 times per month*C
		1-2 times per week*D
•	•	1 13-6 times per week*E
	•	[ ] Daily*F
		( ) Dany .
		Orapi
Most recent u	usual route of administration:	Smoking*2
		Inhalation*3
		] IV/IM (needles)*4
	•	Other 6
	on using on a consider or re	qular basis (not just experimenting):
Year you beg	an using the a consistent of the	<u>Garar</u>
		•
ing the last 30 days, how many	days did you experience th	e following?:
ing the last 30 days, now many	ems not directly related to alco	ohol and/or drugs.
/ Family and/or marital pro	oblems (serious arguments, v	erbal or physical abuse, poor communication,
	_ •	
	nashin amblems with others b	: a - a Comita (corious amuments VPM) (I)
( ) Peer annuor suciai reidin	Distrib bioportio trim	esides family (serious arguments, versus or
	icalion old l	esides family (serious arguments, verbal or
physical abuse, poor corr	nmunication, etc.)	ression, anxiety or tension; hallucinations,
physical abuse, poor come Emotional and/or psychological and/or psycholo	nmunication, etc.)  blogical problems (serious dep	ression, anxiety or tension; hallucinations,
physical abuse, poor com Emotional and/or psycho trouble understanding, re	nmunication, etc.)  blogical problems (serious dependented or concentrating, serious blacks	ression, anxiety or tension; hallucinations, serious thoughts of suicide or attempted suicide)
physical abuse, poor com Emotional and/or psycho trouble understanding, re	nmunication, etc.)  blogical problems (serious dependented or concentrating, serious blacks	ression, anxiety or tension; hallucinations,
physical abuse, poor com Emotional and/or psycho trouble understanding, re Drug and/or alcohol prob disturbing effects of drug.	nmunication, etc.) blogical problems (serious dependenting), and the concentrating, some more than the concentrating, some more than the concentrating, some more than the concentrating, also also also also also also also also	ression, anxiety or tension; hallucinations, serious thoughts of suicide or attempted suicide) uts, shakes/tremors or other withdrawal symptoms wanting to stop and not being able to do so)
physical abuse, poor com Emotional and/or psycho trouble understanding, re Drug and/or alcohol prob disturbing effects of drug.	nmunication, etc.) blogical problems (serious dependenting), and the concentrating, some concentrating, some concentrating, some concentrating, some concentrating, some concentrating, some concentration, craving, craving	ression, anxiety or tension; hallucinations, serious thoughts of suicide or attempted suicide) uts, shakes/tremors or other withdrawal symptoms, wanting to stop and not being able to do so)
physical abuse, poor com Emotional and/or psycho trouble understanding, re Drug and/or alcohol prot disturbing effects of drug. mber of days in last 30 days you	nmunication, etc.)  plogical problems (serious dependenting or concentrating, serious dependents (memory lapses, blacko /alcohol intoxication, craving, attended AA/NA meetings:	ression, anxiety or tension; hallucinations, serious thoughts of suicide or attempted suicide) uts, shakes/tremors or other withdrawal symptoms wanting to stop and not being able to do so)
physical abuse, poor com Emotional and/or psycho trouble understanding, re Drug and/or alcohol prot disturbing effects of drug. mber of days in last 30 days you	nmunication, etc.)  plogical problems (serious dependenting or concentrating, serious dependents (memory lapses, blacko /alcohol intoxication, craving, attended AA/NA meetings:	ression, anxiety or tension; hallucinations, serious thoughts of suicide or attempted suicide) uts, shakes/tremors or other withdrawal symptoms wanting to stop and not being able to do so)
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DATABASE Page 4 CLIENT: CASE NO.: 75910 UNIT CODE: 410 OHRC



REST: A

DEPARTMENT OF PUBLIC SAFETY DRIVER LICENSE

CLASS:C DL: DOB: 09-01-75 EXPIRES: 09-01-01 DONOR: YES

DL: 12468174 HT: 5-10 I-01 EYES: BRN SEX: M END:

MURPHY, JEDIDIAH ISAAC 6305 FN 429 KAUFMAN TX 75142 97101163881

Jestich Marp

# SABINE VALLEY CENTER/FEE ASSESSMENT

SABINE VALUE!	
	Name: SEPIDIAH MURPHY
SE NO:	Hamo: O=p //b / www.
Adrese . 707 E. NUKIH Commen	
	a versa saa
	DOB: 9-1-75
Social Security No: 456-71-2610	
CO-PAYMENT BY: (TCADA, TRC, CONTRACT,	INSURANCE) CC5
FEES BASED (	ON SLIDING SCALE
S CHAR	RGE: うりつ
TOTAL FAMILY RESOURCES: 2000,00	Rental Income/Net
TOTAL FAMILY RESOURCES: 2000,00 Current Gross Salary/Wage 35,000,00 Current Gross Salary/Wage	SS Insurance
	SS Income
Dividends/Interest	SS Disability I
Unemployment	Worker's Comp
Retirement Income	Other( )
Child Support	TOTAL ANNUAL INCOME: Uh K week
POR DAYMENT OF SERV	VICES AND RELEASE OF SOCIAL SECURITY NO. by third-party payments, or any charges
CLIENTS AGREEMENT FOR PAINTAIN OF COVERED	by third-party payments, or any charges will be billed to me based on a sliding
I understand any charge deductible, w	by third-party payments, of any charges will be billed to me based on a sliding o-insurance portions of all covered
1. SEAT OF TRECOUNSTRIC LOS COS	o-insurance portions of all covered
charges up to my assessed rate.	
_	nat application is being made for
signing this form, I understand the vices from Sabine Valley Center at the same monthly payment	nd I will pay for these services. I
lerstand I can make monthly payment atter discharge. All information production of applications of applications of applications.	ovided on this document is true and on. I agree to report any changes in ly.
accurate as of the time of application	lv.
- financial Circumstances immediate	•
I am giving permiss	sion to Sabine Valley Center to use my part of the confidential TDMHMR/TCADA
S-Lieut Nata System Whiteh II	· · · · · · · · · · · · · · · · · ·
T acknowledge that reference "I	
receipt of services is NOT contingent Comments: City her Day out	-monthly atter discharge
Comments:	uphy Date 11-23-58
Client Signature / Hardigh // (1)	
	umper Lesc Date 11-23 TT
Staff Signature	
or tion of the form is only con	mpleted if client has insurance.
AMENICA COPY OF INSURANCE CITE	1 2
THIRD PARTY REIMBURSEMENT	att
Insurance Co:	
Address:	
Delieu Number:	n-letionahin:
Policy Number: Name of Policy Holder:	Relationship:
	FOR RELEASE OF INFORMATION
SIGNMENT OF BENEFITS/AUTHORIZATION	medical insurance program, to be made to
I authorize payment, under the	medical insurance program, to be made to ize release of any medical information laims.
necessary to process any insurant	/ / Date
Client SignatureSABINE V	ALLEY CENTER
	CACE: 75940
	CASE: 75940 ich Muysky
	· · · · · · · · · · · · · · · · · · ·

SUBSTANCE ABUSE SERVICES DIVISION of Sabine Valley Center
[X] OAK HAVEN [ ] DEAR [ ] KIRKPATRICK [ ] WOODBINE [ ] GROVE-MOORE [ ] BEGINNING
FINANCIAL AGREEMENT
CLIENT NAME: SEDIDIAH MURPHY
TOTE WORTH COMMERCE
ADDRESS: // Physical) (Mail)
HOME PHONE: 903-873-6830 BUSINESS: WAS Superiors Chame: 509
HOME PHONE: 903-073-073-093-073-093-093-093-093-093-093-093-093-093-09
TOTAL ANNUAL INCOME: \$ 20, ωο, σο FAMILY SIZE: S Percentage Charge: 509
PASED ON SLIDING FEE PERCENTAGE, YOUR COST WILL BE APPROXIMATELY: \$ 1 1000
Clients of Sabine Valley Center's Substance Abuse Services Division will receive monthly itemized
statements.
I also agree to allow Sabine Valley Center to file on my insurance and will be responsible for the
If for some reason I am unable to make a payment as scheduled, I agree to contact the business office at (903) 938 - 5149 to make further arrangements.
I understand that if I have the ability to pay the agreed fee for service, but refuse to do so, I may be refused further substance abuse services until agreement on a payment schedule has been reached.
Olivet Signature / Signature / Mulphy Date: 11-23-58
Client Signature: Simulation Murphy Date: 11-23-98
Staff Signature:

cc: client chart

FINANCIAL AGREEMENT

NAME: Jedidish Murphy CASE#: 75910

# SABINE VALLEY CENTER INFORMED CONSENT FOR PERMISSION TO PHOTOGRAPH / TAPE / VIDEO

Check Appr	opriate Statement					
	I, and / or my guardian hereby give permission / consent to have Sabine Valley Center photograph / tape / video for the purpose of identification.					
	I, and / or my guardian refuse to allow Sabine Valley Center to photograph / tape / video for the purpose of identification.					
	Valloy Center photograph / ta	rmission / consent to have Sabine spe / video and to use the photo in public awareness efforts, such as rs, magazines, television, etc.				
	I and / or my guardian refuse to photograph / tape / video and video (s) in public awareness in newspapers, magazines, te	efforts, such as speeches, articles				
	taping of my therapy session to	a tape recording and r or video				
This author	rization expires in 90 days from th	ne date it was signed.				
Aldua Signature	of Consumer	Date and Time: 11-23-99, 11:10				
		Date and Time:				
Cher	of Guardian Ollet of Witness	Date and Time: 1/-23-98 //1/0				
3.9		Date and Time:				
Signature	of Witness	-				
		1. 1. Dich murphy				

Case No:

C-120

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: Case 3:10-cv-00163-N [	Document 42-15 Filed 05/05/10 Filed	SABINE 102 OF 533 F	PageID 11622		
'[] OAKHAVEN [] DEAR [	KIRKPATRICK [ ] W.I.N. [ ] GROVE	-MOORE [ ] WOODBINE	[ ] BEGINNINGS		
FOLLOW-UP PF	ROGRAM/CONSENT FOR RELI	EASE OF INFORMA	ATION		
understand that now that I am a client of one of Sabine Valley Center's Substance Abuse Programs, will automatically be place in the Follow-Up Program and hereby give my permission to Sabine Valley Substance Abuse staff to contact my family, friends and/or A.A./N.A. members listed below to find out how I am doing.					
I also understand that information	regarding my condition will not	be given out by the	Center staff.		
SUGGESTED CONTACTS: (pleat	ase give two follow-up sources)  . 6305 F.M. 429 KAUFMAN  Address	1/, <u>972-962-7443</u> , Telephone	7/1m Relationship		
2. Chelsea Murphy Name	, 727 E. Norck Commerce Address	, <u>903-873-6830</u> Telephone	Relationship		
	, 101 E. South Commerce Address				
Signature of Client	mphy	/2-13- Date	98		
Signature of Witness		Date			

**RELEASE FOR FOLLOW-UP** 

NAME: Jackele Murphy CASE#: 75910 UNIT #: 410-0 HRC

# SUBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

RC   DEAR   KFC   WIN   GMC	:    - WTC     BEGINNIN	G: Tyler, Henderson, Texarkana
RECIPROCAL AUTHORIZATION C	F EXCHANGE OF INF	ORMATION
Jedeslich Murphy (name of client)	09-01-75 (date of birth)	(social security number)
AUTHORIZE THE FOLLOWING PERSONS/AGEN	NCIES TO <u>EXCHANGE</u> INF	ORMATION:
abine Valley Center Substance Abuse Services Divis  Pak Haven Recovery Center, Rt 5 Box 120, Marshall, (name of person/agency) (addit  Clyabeth Eventy Clubs Office Can (name of person/agency) (additional control of person/agency)	ress)	(903) 938 - 5149 (telephone number) 903-567-6503 (telephone number)
LEASE RELEASE THE FOLLOWING INFORMATION FROM Verification of Admission, Treatment Planning, Discharge Plann (list specific information to be exchar	MY RECORDS: (VERBALLY/WR ing, Progress, Prognosis, Attitude ged)	RITTEN)
OR THE PURPOSE OF: Probation Requirement and	or Coordination of Services	
AUTHORIZATION EXPIRES 96 DAYS FROM THE DATE  I understand that I may revoke this authorization in writing at a This form was read [ - BY [ ] TO me. I understand its n	ny time prior to the release of the	information specified above
Signature: client)	(signature: witness, if appr	u Lepe
signature: parent/guardian, if appropriate)	(signature: witness, if appl	ropriate)
		~~~~~~~~~~
NAME STAFF PERSON RELEASING INFORMATION: (written)	(TITLE)	(DATE)
NOTICE TO RECIPIENTS OF INFORMATION: This information has been disclosured regulations (42 CFR Part 2) prohibits you from making any further disclosurable therwise permitted by such regulations. A general authorization for release of medical such regulations.	sed to you from records whose confidentialit	

CONSENT FOR RELEASE OF INFORMATION

NAME: Jedelich Murphy CASE#: 75910

# SUBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

		[]KFC [] WIN	( ) WTC	[] GMC	[ ] BEGINNING	- Tyler, Henderson, Texarkan
DAK HAVE	N [] DEAR	[]KFC [] WIN EMERGENCY M			<del></del>	
		EMERGENCIM				<del></del>
		1RPHY 09-01	- 7	456-7	1-7610	hereby authorize:
DEDL	(Client Name)	(Date of Birth)	(8	Social Security Number)		
SABIN	JE VALLEY CEN	TER's SUBSTANCE AB	USE SERVI	CES DIVISION	TREATMEN	r programs
to co	ontact: / N	'om )				
HOPE	(Name - Relationship)	(305 F.M. 47 (Address)	9 - APh	one Number)	1443	
New	TFIANCE,	IS THE MOST	+ COMMIE	FRCE,	903-87	3-6830
CITE	(Name - Relationship)	(Address) Wil	Is Point	one Number)		· C
In o	rder for SVC's SAS arding my health:	SD Treatment Program to	better serve	e me I am provid	ling the following	ig information
r )DR	UG ALLERGIES:	M		•		
OT MA	HER KNOWN AL JOR ILLNESS/HI	LERGIES: NO	VO			
* RE	CENT SURGERY	:NO			·	
* MI	EDICATIONS:	Y USED DRUGS:	NO 0	ilcoh	ol	
		1 USED DRUGGS.	·	LAST USED		
Qu	IANTITY:	8-shots 8-beens			11-15-	-98
	7, 5,5	a.M. ala			1/-23-	98
ignature	of Client	groff (mgs 17)		Da	te	•
	hen G	lleit_		/ Da	11-23-5	8
ignature	of Witness		·	Da		

NAME: Jedilich Murphy

#### of Sabine Valley Center

XI OHRC	I I DEAR	[ ] KFC	[] WIN	[ ] WTC	[] GMC	BEGINNING: Tyler, Henderson, Texarkana
72	• •					

# CLIENT RIGHTS RECEIPT ACKNOWLEDGEMENT

I HAVE RECEIVED A COPY OF THE SABINE VALLEY CENTER CONSUMER RIGHTS & RESPONSIBILITIES MANUAL, which includes my rights as a client of Sabine Valley Center, and my rights as a client of the Substance Abuse Services Division, as follows:

- (1) You have the right to a humane environment that provides reasonable protection from harm and appropriate privacy for your personal needs.
- (2) You have the right to be free from abuse, neglect and exploitation.
- (3) You have the right to be treated with dignity and respect.
- You have the right to appropriate treatment in the least restrictive setting available that meets your needs.
- (5) You have the right to be told about the program's rules and regulations before you are admitted.
- (6) You have the right to be told before admission:
  - (a) the condition to be treated;
  - (b) the proposed treatment;
  - (c) the risks, benefits, and side effects of all proposed treatment and medication;
  - (d) the probable health/mental consequences of refusing treatment; and other treatments available and which ones, if any, might be appropriate for you.
- (7) You have the right to accept or refuse treatment after receiving this explanation.
- (8) If you agree to treatment or medication, you have the right to change your mind at any time (unless specifically restricted by law).
- (9) You have the right to a treatment plan designed to meet your needs and to take part in developing that plan.
- (10) You have the right to meet with staff to review and update the plan on a regular basis.
- ) You have the right to refuse to take part in research without affecting your regular care.
- (12) You have the right not to receive unnecessary or excessive medication.
- (13) You have the right not to be restrained or placed in a locked room by yourself unless you are in danger to yourself or others.
- (14) You have the right to have information about you kept private and to be told about the times when information can be released without your permission.
- (15) You have the right to communicate with people outside the facility. This includes the right to have visitors, to make telephone calls, and to send and receive mail. This right may be restricted on an individual basis by your doctor or the person in charge of the program, if it is necessary for your treatment or for security, but even then you may contact an attorney or the Texas Commission on Alcohol and Drug Abuse at any reasonable time.
- (16) You have the right to be told in advance of all estimated charges and any limitations on length of services that the facility is aware of.
- (17) You have the right to receive an explanation of your treatment or your rights if you have questions while you are in treatment.
- (18) If you consented to treatment, you have the right to leave the facility within four (4) hours of requesting release unless a physician determines that you pose a threat of harm to yourself or others.
- (19) You have the right to make a complaint and receive a fair response from the facility within a reasonable time.
- (20) You have the right to complain directly to the Commission on Alcohol and Drug Abuse at any reasonable time.
- (21) You have the right to get a copy of these rights before you are admitted, including the Commission's address and phone number.
- (22) You have the right to have your rights explained to you in simple terms, in a way you understand, within 24 hours of being admitted.

HAVE RECEIVED AN EXPLANATION and UNDERSTAND THE CLIENT RIGHTS.

Signature: Staff providing the information

Edition Marghy 11-33-98

#### SUBSTANCE ABUSE SERVICES DIVISON

of Sabine Valley Center

#### [X] OAK HAVEN [] DEAR [] KIRKPATRICK

# **VOLUNTARY CLIENTS - ADDITIONAL RIGHTS**

addition to the rights described in the "Client Bill of Rights" voluntary clients in residential programs shall be advised as to the llowing rights with regard to requests for discharge:

- I. You have the right to leave the treatment facility within four hours after you tell a staff person you want to leave. If you want to leave, you need to say so in writing or tell a staff person. If you tell a staff person you want to leave, the staff person must write it down for you to ensure that it is documented. There are only three reasons why you would not be allowed to leave:
  - A. First, if you change your mind and want to stay at the facility, you can sign a document that states that you do not wish to leave, or you can tell a staff member that you do not want to stay, and the staff member has to write it down for you.
  - B. Second, if your doctor thinks you need to stay longer and an "Application for Court-Ordered services or Emergency Detention" is filed with a judge, you may not be able to leave. The judge would be asked to decide if you should stay at the facility or if you should be allowed to leave. You can only be made to stay if the judge decides that either:
    - 1. you are likely to cause serious harm to yourself;
    - 2. you are likely to cause serious harm to others; or
    - 3. your condition will continue to deteriorate and you are unable to make an informed decision as to whether or not to stay for treatment; and
    - 4. your application must be filed within the next business day after the doctor's examination.
  - C. Third, if you are under 16 years old, and the person who admitted you (your parents, guardian, or conservator) doesn't want you to leave, you may not be able to leave. If you request release, staff must explain to you whether or not you can sign yourself out and why. The facility must notify the person who does have authority to sign you out and tell that person that you want to leave. The person must talk to your doctor, and your doctor must document the date, time and outcome of the conversation in your medical record.
- II. Within four hours of telling staff you want to leave, you have the right to be examined face-to-face and assessed for discharge readiness by your doctor, with input from your treatment team. The doctor must note in your medical record and tell you about plans to file an application for court-ordered treatment or for detaining you for other clinical reasons. If the doctor finds that you are ready to be discharged, you should be discharged without further delay.
- III. Nobody can ask a judge to commit you for services while you are a voluntary client unless you leave the facility without permission or you refuse or are unable to consent to appropriate and necessary treatment. Even if you leave the facility without permission or refuse or are unable to consent to appropriate and necessary treatment nobody can ask a judge to commit you unless:
  - A. you are likely to cause serious harm to yourself or others; or
  - B. your condition will continue to deteriorate and you are unable to make an informed decision as to whether or not to stay for treatment. If an order of protective custody is sought, the doctor must show that as a result of your deteriorating condition, you are very likely to present a risk of serious harm to yourself or others.

HAVE RECEIVED AN EXPLANATION OF THE ADDITIONAL CLIENT RIGHTS FOR RESIDENTIAL PROGRAMS.

\*\*I UNDERSTAND THE CLIENT RIGHTS.\*\*

HAVE RECEIVED A COPY OF THESE RIGHTS.

ignature: Client Date

Signature: Staff providing information

NAME: J. WUY DAY
CASE#: 75910

LIENT RIGHTS (RESPUGHTION)

# Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 107 of 533 PageID 11627 SUBSTANCE ABUSE SERVICES DIVISION

# of Sabine Valley Center

M OAKHAVEN	I I DEAR RECOVERY	[] KIRKPATRICK [] W.I.N.	[] GROVE-MOORE	[] WOODBINE			
	[] DEAR RECOVERY [] KIRKPATRICK [] W.I.N. [] GROVE-MOORE [] WOODBINE						

# **GRIEVANCE PROCEDURE**

Clients have the right to file a grievance or any complaint, against any Sabine Valley Center staff member or volunteer, including but not limited to, complaints about violations of client rights or TCADA standards and discrimination regarding sex, race, age, religion or disability. You may complain directly to any staff member, however we suggest you start with your primary counselor. Action will be taken to resolve all grievances/complaints promptly and fairly.

Employees at each program site will answer questions about client rights and assist clients, upon request, in filing complaints. Clients shall be provided with perns, paper, envelopes and postage for filing complaints upon request. Clients are allowed access to a telephone in order to call the Texas Commission on Alcohol and Drug Abuse and/or any of the groups listed below to file a complaint.

Amy client grievance involving a staff member must be submitted in writing to the Client Management Committee, consisting of the two most senior members of the treatment program and any other two responsible clients they select. The Client Management committee will investigate all such grievances along with the Program Supervisor and the staff member(s) involved within 24 hours (72 on weekends). It is the Supervisor's responsibility to see that all persons concerned are fairly heard and to notify anyone involved of the findings and recommendations within seven (7) calendar days.

Any grievance involving a client against another client must be submitted in writing to a counselor or supervisor. The counselor or supervisor and the persons involved will investigate the grievance and deal with it in group therapy as soon as possible. The Program Supervisor will have the deciding position in solving all disputes.

Clients not satisfied by the above procedures may use the Administrative Line of Authority of Sabine Valley Center. The Center's Client Rights Officer (telephone 903-234-0272) and Executive Director (telephone 903-758-2471) shall implement the Center's procedures to investigate suspected client abuse and/or neglect.

ADVOCACY

Clients of Sabine Valley Center have the right to assistance, advise or representation from the various advocacy groups in our area and state.

Clients may call the following with questions, complaints, concerns, suggestions, or to report client or child abuse and/or neglect:

TEXAS COMMISSION ON ALCOHOL AND DRUG ABUSE 9001 N. IH 35, St. 105, Austin, Texas 78753 1-809-832-9623

> TEXAS DEPARTMENT OF MHMR Client Services & Rights Protection Hot line 1.880-252-8154

TEXAS DEPARTMENT OF PROTECTIVE & REGULATORY SERVICES
Child Abuse Hot line
1-800-544-9731

STATE BOARD OF MEDICAL EXAMINERS P.O. Box 2018, Austin, Texas 78768-2018 1-512-305-7010

U.S.DEPARTMENT OF CIVIL RIGHTS, HEALTH & HUMAN SERVICES 1200 Main Tower, Dallas, Texas 75202 1-214-767-4056 SABINE VALLEY CENTER
Office of Client Rights and Protection
1-903-234-0272

SABINE VALLEY CENTER
Crisis Hot line
758-4480 or 1-800-832-1009

PUBLIC RESPONSIBILITY COMMITTEE P.O. Box 8021, Longview, Texas 75607 1-800-661-4772

ADVOCACY, INCORPORATED Client Rights Protection and Services 1-809-252-9108

TEXAS DEPARTMENT OF CRIMINAL JUSTICE 8610 Shoal Creek Blvd., Austin, Tx 78759 1-512-406-5752

Complaints, which cannot be resolved by procedures of the Sabine Valley Center shall be forwarded to the Texas Commission on Alcohol and Drug Abuse for resolution through their Board of Inquiry and/or the Texas Department of MHMR.

I understand the Grievance Procedure. I have received an explanation and c	opy of the procedure and placed it in my Client Book.
I understand the Grievance Procedure.	
Signature / Client	Date: //-23-98
Signature / Client	
<b>Y</b>	Date:
Signature / Consentor (if other than client)	Date: 11-23-91
Signature / Staff providing information	Date. 1. D.
Signature / Stati providing intermedial	

Substance Abuse Services Division

Name: Jadidiah Murph

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 108 of 533 PageID 11628 SUBSTANCE ABUSE SERVICES DIVISION

		of Sabine Valley Center					
<u>~&gt;</u>	[ ]OAK HAVEN	( ) DEAR	{ } KIRKPATRICK	( ) WIN	[]WTC	[ ] GMC	[] BTC
)=	. <u> </u>		VOLUNTARY CO	NSENT TO	TREATM	ENT	
and fi plan the st	ully understand that t	he success of m	ny treatment depends on v result in my being disc	my full cooper harged from the	ation. I realize he program. I i	that failure to punderstand that	lem at Sabine Valley Cento participate in the treatment if I choose to leave before to before I am eligible to
I giv	e my consent to:						4
	case appropriate to roc  the staff to se necessary;  participate in  the staff that other agency vehicle to the	riate referrals was search when search when self-administer/as housekeeping a in the event my I will be referred most available	rill be made; applicable by staff shou dminister medication as activities and small scale y physical or mental cone ed to the appropriate ser es service.	ald it become no applicable, ad the fundraising a dition is detern rvice(s) and in	ecessary for my vise me of prop ctivites for clie nined to requin an emergency	er care and to on the special events the services of will be transpor	otherwise treat me as deem
Dur	ing the admission pro	ocess, I was info	ormed of, had explained	to me, and be	en oriented to t	he following:	
	Expected ber Staff Perform	ecific condition lefits of treatme ling Services an ment	to be treated, process an ent and the probable physical their Credentials	sical/mental he	alth consequen		
	Program Rul Expectations Opportunitie Potential Ris	es and Regulation of client partice s for family/sign ks (Medication) reatments or Se	ons including Level/Pha ipation, behavior and di- nificant others involvem )/Inpatient Programs ervices Available	sciplinary proc	ess	, mail, gifts, etc.	
	is procented	ity is protected l l, or a medical e ther at the pro	by Federal law and regul	s do not protec	t intormation, i	re: suspected ch	usents in writing, court ordered ild abuse/negelet or a crime to commit such a crime.
I un	derstand the financia	l costs of my tre	eatment and agree to ass	ume full respo	nsibility for pay	ment as agreed	in the Financial Agreeme
	1 4 1 1 1	anissad a werbal	evaluation along with	a copy of the "	Client Handboo	ok" containing t	he above information and and and at any time for any reason

UNIT#:

## SUBSTANCE ABUSE SERVICES DIVISION

		of SA	BINE VALLEY CENTER	
X) OAKHAVEN [ ] DEAR	[ ] KIRKPATRICK [ ] W	/.I.N. [ ] GROVE-MOORE	[ ] WOODBINE [ ] BEGINN	INGS: Tyler, Henderson, Texarka
		•	•••	ATION
automatically be place	ed in the Follow-Up	Program and nerei	A.A./N.A. members listed	below to find out
out by the Center stat	ff. This information I	is ased tot statistics	a pulposes only.	will not be given
SUGGESTED CONT.	ACTS: (please give	e at least two follow		
1. <u>HOPE ABISO</u> Name	•	<i>,</i>	ox	
2. CHEUSEH WILL Name	1015 .727.	Kaufman, L		
3. Name		Address.	Telephone	Relationship
This consent is subject to herein, and if not earlier rexpressed revocation.	revocation by the underevoked, it shall termina	ersigned at any time ex ate on 90 days FROM I	cept to the extent that action I AST DATE OF CLIENT/FAC	has been taken in reliance ILITY CONTACT without
Signature of Client Signature of Witness	ni Cellie	t.	11-23	-58

**RELEASE FOR FOLLOW-UP** 

NAME: Jedidich Murphy CASE#: 25910 Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 110 of 533 PageID 11630

## SUBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

The state of the s	Of Sauthe Valley Center	:- Tyler, Henderson, Texarkana
YRC   DEAR   KFC   WIN   GMC	I I WIC 1   Decironal	
RECIPROCAL AUTHORIZATION O	F EXCHANGE OF INFO	RMATION
1. SEDIDIAH MURPHY	09-01-75 (date of birth)	(social security number)
RECIPROCAL AUTHORIZATION OF EXCHANGE OF INFORMATION  I. SEDIDIAH MURPHY  (name of client)  AUTHORIZE THE FOLLOWING PERSONS/AGENCIES TO EXCHANGE INFORMATION:  On the Matter Center Substance Abuse Services Division		
Oak Haven Recovery Center, Rt 5 Box 120, Warshall, I	ess)	•
(Hairle of personagement)		
Verification of Admission, Treatment Planning, Discharge Planning	ilg, r togicos, r togitosio, r illian	Referrals, Recommendation
FOR THE PURPOSE OF: Probation Requirement and/o	or Coordination of Services	
UTHORIZATION EXPIRES 90 DAYS FROM THE DATE O	OF THIS FORM. DATE://23-	98 FORM EXPIRES 2-23
	in time mineste the release of the	information specified above
(signature: client)	(signature: witness, if appr	opriate)
(signature: parent/guardian, if appropriate)	(signature: witness, if appr	opriate)
	(TITLE)	(DATE)
NOTICE TO RECIPIENTS OF INFORMATION: This information has been disclos Federal regulations (42 CFR Part 2) prohibits you from making any further disclosure otherwise permitted by such regulations. A general authorization for release of media	ed to you from records whose confidentialing re of information without written consent of ical or other information is not sufficient for	ry is protected by FEDERAL LAW. the person to whom it pertains, or as this purpose.

CONSENT FOR RELEASE OF INFORMATION

NAME: Jedidish Marshy CASE#: 75910 THE STATE OF TEXAS

SOURCE 22 FT 2: 0!

FOR THE BEST INTEREST

AND PROTECTION OF

M

VAN ZANDT COUNTY, TEXAS

## WAIVER OF PROBABLE CAUSE HEARING BY PATIENT

I, JEDIDIAH MURPHY, the proposed patient in the above entitled and numbered cause, and for my own and/or others' protection, hereby waive my opportunity to appear and present evidence at a Hearing on Probable Cause. In this regard I would stipulate that if a hearing were held, the evidence would support the determination of and a hearing officer could reasonable conclude, that an adequate factual basis exists for probable cause to believe that I present a substantial risk of serious harm to myself or others such that my detention in protective custody should continue pending the commitment hearing, if any.

SIGNED this 23 day of Movember, 1998.

RUTHIE MCADOO
NOTARY PUBLIC
STATE OF TEXAS
My Commission Expires 1-19-2000

ZEDIDIAH MURPHY

SUBSCRIBED AND SWORN TO BEFORE ME on this 33

1998.

Notary Public In and For the State of Texas

WAIVER - PAGE 1 template/mental/waiver5

J. Murphi

NO. 1682

THE STATE OF TEXAS FOR THE BEST INTEREST	\$	IN THE COUNTY COURT
AND PROTECTION OF	\$ 8	
JM AS A CHEMICALLY DEPENDE	ENT PERSON §	VAN ZANDT COUNTY, TEXAS

#### ORDER APPOINTING ATTORNEY, FOR INSPECTION SETTING HEARINGS, AND FOR NOTICE

On this the 20 day of November , 1998, it having been called to the attention of the Court that an Application for Court-Ordered Chemical Dependency Treatment Services for JEDIDIAH MURPHY as a Proposed Patient, has been filed in the above-referenced cause, accompanied by a Certificate of Medical Examination for Chemical Dependency, and, if applicable, a Motion for an Order of Protective Custody:

#### IT IS THEREFORE ORDERED:

- That J. PATRICK SPRUIELL is appointed Attorney to represent the proposed patient; 1. that said attorney shall be furnished with all records and papers, and shall have access to all hospital and doctors' records in said cause; and that, to ensure effective communication between said attorney and the proposed patient, any necessary interpreters be likewise appointed.
- That, if applicable, a hearing on probable cause be held on NOVEMBER 23, 1998, at 1:30 P.M. at Van Zandt County Courthouse, Canton, Texas.
- That said Application be and the same is hereby set to be heard on DECEMBER 1, 1998 at 1:30 P.M. at Van Zandt County Courthouse, Canton, Texas.
- That the Clerk of the Court issue Notice of Hearings to the Proposed Patient, who also shall be personally served with copies of the Application and Certificate, and if applicable the Order of Protective Custody, as soon as possible within a reasonable period of time prior to the time of the Probable Cause Hearing, if any.
- That the Clerk of the Court appear and be present with all papers filed in this cause at the hearings specified above.

R. W. LAWRENCE, COUNTY JUDGE VAN ZANDT COUNTY, TEXAS

# CLERK'S RETURN FOR MAILING COPY OF APPLICATION AND NOTICE OF HEARING

On the	day of 19	ato'clockm., a true and correct copy of
is Notice and the	Application was sent by ce	ertified mail to
e parent, guardian	, or managing conservator	r as the case may be, of the proposed patient.
-		•
To certify w	which witness my hand offi	icially.
		ELIZABETH EVERITT, COUNTY CLERK
		Van Zandt County, Texas
	•	D.
		By: Deputy
•		
		CORDAG DEMENDA
	OFFI	ICER'S RETURN
Cam to har	nd on the day of	, 19 , at o'clock .m., and
executed in	County,	, 19, at o'clockm., and , Texas, by delivering to the within named patient, at
o'clock,	.m., with a true and correc	ct copy of the petition thereon attached.
To certify v	which witness my hand of	ncially.
		Sheriff/Constable
		Sheriff/Constable Van Zandt County, Texas
		Van Zandt County, Texas

NO. 1682

THE STATE OF TEXAS	97 <b>9</b> 7'' 97	IN THE COUNTY COURT
FOR THE BEST INTEREST	§ -	
AND PROTECTION OF	§ §	
JM A CHEMICALLY DEPENDENT PERSON	\$ .	VAN ZANDT COUNTY, TEXAS

#### ORDER OF PROTECTIVE CUSTODY FOR CHEMICAL DEPENDENCY

TO: Any Peace Officer

WHEREAS, a sworn Application for the Court-Ordered treatment of JEDIDIAH MURPHY, hereinafter called "Proposed Patient," is pending in the above-referenced Court, and here also having been filed by the appropriate representative of the State, a Motion for an Order of Protective Custody, accompanied by a physician's Certificate of Medical Examination for Chemical Dependency showing that the proposed patient has been examined not later than five (5) days before the filing of such certificate;

And, WHEREAS the Court has considered said Application, Motion, Certificate, and taken further evidence, if any was needed for a fair determination of the matter, and has resolved that the conclusions and beliefs of the applicant, movant and certifying physician are adequately supported by the information presented;

And WHEREAS the Court has thereby determined that the certifying physician has stated his opinion and his detailed basis, that the proposed patient is a chemically dependent person; and has further determined that said proposed patient presents a substantial risk of serious harm to self or others if not immediately restrained pending a hearing on probable cause;

Now THEREFORE, you are hereby ORDERED to take the person of the proposed patient into protective custody and immediately transport such person to the following treatment facility or suitable place for detention OAKHAVEN HOSPITAL, MARSHALL, TEXAS where said proposed patient is to be detained according to law, pending a Probable Cause hearing or upon further Order of the Court.

HEREIN FAIL NOT, but of this Order made due return to said Court showing how you have executed the same.

GIVEN UNDER MY HAND this 20 day of Agrenibes

W. LAWRENCE, COUNTY JUDGE

### VAN ZANDT COUNTY, TEXAS

RECEIVED AT OAKHAVEN HOSPITAL, MARSHALL, TEXAS					
			•	1998	
			Head of Facility		
		**	BY:		

J. Murphe 75910

FOR MENTAL ILLNESS - Page 1

formathenial/THYSICIAN,CERT

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 116 of 533 PageID 11636

(40,			
THE STATE OF TEXAS FOR THE BEST INTEREST AND PROTECTION OF	9 2	IN THE COUNT	Y COURT OF
(Initials Only)	ê 3	VAN ZANDT COU	NTY, TEXAS
PHYSICIAN'S CERTIFICAT FOR CHEMI	THE KILL WILLIAM	UY	
i, the undersigned, a person licensed temployed by an agency of the United States h United States, do hereby certify, to wit:	o practice medicine aving a license to pr	in the State of Texa actice medicine in ar	s, or a person ly state of the
1. That my name and address is .  Centre Center	Xa Dan	so ma	
	Canton	/ <u>X</u>	
2. That on the 19 day of 1 Cindrews Center Mur phy hereinafter called "Patient."	1 -770 1	19 <u>98</u> , at the followind examined Jed	ng location:
3. Prior to this examination, the Private ( ) was not			
informed that communications with me would	not be privileged.		,
4. The Patient, whose address is	727 EN	Commerce	Wills Point, T
, has been under my care for the fo	ollowing, if any, per	riod of time: 5 r	nos
	entmont if any crist	en hy me or adminis	tered under
5. An accurate description of the tr			
my direction is as follows: psychethors	2 Maracad		
PHYSICIAN'S CERTIFICATE OF MEDICAL	LEXAMINATION		
PHYSICIAN'S CERTIFICATE OF THE			

J. Murphy

б.	(NOTE: MUST BE COMPLETED IN EVERY CASE TO SHOW PATIENT )
CHEMICAI	LLY DEPENDENT AND IS LIKELY TO CAUSE SERIOUS HARM TO SELF O
	R MAY DETERIORATE.)
That	I am of the opinion that the Patient is chemically dependent, and (check the box of th
	a which applies to the Patient):
(V)	is likely to cause serious harm to himself; or
( )	is likely to cause serious harm to others; or
( )	will, if not treated, continue to suffer severe and abnormal mental, emotional or physical distress and will continue to experience deterioration of his ability to function independently and is unable to make a rational and informed decision as to whether or not to submit to treatment.
The de	etailed basis for this opinion is as follows:
A.	On or about (date) 11-19-98 the above named person said the following:  1. It states he counst control alcohol
	3.
	4.
В.	On or about (date) 1189 Sthe above named person committed the following acts:
	1. Pr overdored on 40 pills
	3.

PHYSICIAN'S CERTIFICATE OF MEDICAL EXAMINATION FOR MENTAL ILLNESS - Page 2 formal physician.cert

7.	(NOTE: COMPLETE THIS ITEM ONLY IF THIS CERTIFICATE IS TO BE
OFFERED	IN SUPPORT OF A MOTION FOR AN OPC. IT IS NOT SUFFICIENT TO
RESPOND	BY REFERENCE TO ANY OTHER ITEM IN THIS CERTIFICATE

RESPOND BY REFERENCE TO ANY OTHER ITEM IN THIS CERTIFICATE.).
That I am further of the opinion that the Patient presents a substantial risk of serious harm to self or others if not immediately restrained, which is demonstrated by
( ) the person's behavior; or
( ) by evidence of severe emotional distress and deterioration in his mental condition to the extent that the person cannot remain at liberty.
The detailed basis for this opinion is as follows:
A. On or about (date) 1/-19-98 the above named person said the following:  1. States he cannet control alcohol con sumption  2.
3.
4.
B. On or about (date) 11-18-9 She above named person committed the following acts:  1. Overlosed on 40 piels  2.
3.
4.
8. (NOTE: COMPLETE THIS ITEM ONLY IF THIS CERTIFICATE IS TO BE OFFERED IN SUPPORT OF COURT-ORDERED EXTENDED CHEMICAL DEPENDENT TREATMENT SERVICES OR A RENEWAL OF SAME.)
That I am additionally of the opinion that the Patient's condition, as set out in item 7 above, is expected to continue for more than ninety (90) days, the detailed basis for this opinion being:

PHYSICIAN'S CERTIFICATE OF MEDICAL EXAMINATION COR MENTAL ILLNESS - Page 3 CORMS/MENTAL ILLNESS - Page 3

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 119 of 533 PageID 11639

Signed and dated on this the 19 day of November, 1998

Examining Physician

1998 SWORN TO AND SUBSCRIBED before me, this the 19 day of May of May May 1998.



Notary Public in and for the State of Texas

PHYSICIAN'S CERTIFICATE OF MEDICAL EXAMINATION FOR MENTAL ILLNESS - Page 4 forms/men-alphysician.cert

# 115646
JEDIDIAH MURPHY
727 Commerce
Wills Point, Texas 75169
Van Zandt County

S.S. 456-71-2610 DOB 09-01-75 22 WM

#### **DENIAL OF ADMISSION**

The patient is a 22 year old single white male and this is his 3<sup>rd</sup> TSH evaluation and denial since June of 1998.

CHIEF COMPLAINT: The patient states that he took a "dangerous overdose" in taking "over 40 sleepers." The patient took 32 Unisom and had no significant untoward reaction. Patient insists that "I don't like my life or who I am." The patient and the mother were seen together. It is clear that the patient is a severe polysubstance dependent person with underlying personality disorder. He has been to the Andrews Center "for months and months" and insists that all of their efforts with supportive psychotherapy and medications "arc useless." Patient insists that he has "no drug dependency problem but for some reason whenever I drink I go to jail." The patient indicates that he has never completely stopped drinking alcohol and insists that he can control his intake himself which is contradicted by his record as well as from what his mother stated. Patient also has learned nothing from his alcoholic father whom apparently suicided around the age of 40. The patient, in short, has never gone to a drug treatment center because he does not regard his drinking of alcohol to be a significant problem! Patient owns a house in Wills Point and works periodically as a welder. He last worked I week ago and broke his several months sobriety. He barely recalls going to see his fiancée and his child and saying farewell to both, at which point he took the overdose of Unisom with plenty of warning to others that he intended to do so. Patient was immediately found and transported to the hospital for a short stay.

His admission is denied because the patient has been unwilling to obtain treatment at a drug treatment center. Until he does so, there is no possibility of dealing with the underlying problems, which the mother and finally the patient reluctantly concurred. The patient therefore was referred back to the Andrews Center for their specific referral for drug detoxification and withdrawal. The patient understood that this is not simply to sober up but to combat the psychological dependency which he has exhibited probably over the last 15 years. Prognosis is guarded.

Willard Gold, M.D. WG:ch

November 18, 1998 23:46 November 19, 1998 07:03

> J. Murph 75910 IUNINHE

#### SERVICE TRANSACTION/PROGRESS NOTE

NAME: Jedidiah	Murphy	CASE #:	u u ve v ve	
GAF:LOCA	TION:	•	DATE: 11/19/98	

Trans Status	Server ID	Service Code	Start Time	Stop Time	Place of Service	Recipient	Telephone	Group Size	ВіЦ?	Consumer Fee
	1710		1130 A	1250		·	Y N		Y/N	
			A P	A P			Y N		Y/N	
	ı		A P	A P		•	Y N		Y/N	
			A P	A P.			Y N		Y/N	

PROGRESS ON OBJECTIVE: a JY 10 MAIL WAIRE IN TO TACILITY
in crisis. He tried to 0.D. last night
on unisom attel 115 with 18th
him. Itis wife reportedly left are
to his alcohol binges. Client has
GENERAL COMMENTS: long history of alcohol dependence
being a daily drinker "obsessed" with
the idea of drinking alcohol. Tried to
quit on his own-no benefit. When
the starts arinking he can not stop.
He meets DSMTV criteria for aloonal Depen
for the following reasons: Substance taken in
larger amounts than intended, persistant desire
1 unsucasful attempts to control use, great deal
of time spent in activities necessary to get
alcohol, important social & occupational activities
because of alcohol use and finally, alcohol is used despite realizing he was a problem and
used despite realizing he was a problem and
alcohol is a major factor. Client is willing to
alcohol is a major factor. Client is willing to accept help at this time. It is family supports
Staff Signature/Title:

him getting help. Mallow LUBW-ASP 1710

NO
THE STATE OF TEXAS § IN THE COUNTY COURT
FOR THE BEST INTEREST §
AND PROTECTIVE OF §
§
(Initials Only) § VAN ZANDT COUNTY, TEXAS  AS A CHEMICALLY DEPENDENT PERSON
AS A CHEMICALLI DEI ENDENT PERSON
APPLICATION FOR COURT-ORDERED TREATMENT SERVICES
1. O. W. 1.
called "Applicant," who after being duly sworn files this Application for Court-Ordered Treatment Services with the Court of the county where the following alleged chemically
dependent person resides, or in which the proposed patient is found or in which the patient
is receiving treatment services by court order or under the emergency detention provisions
of the Texas Alcohol and Drug Abuse Services Act and would show the Court the following:
"1. That Much I Mushif hereinafter called Proposed Patient, is a resident of Jan Mark County, Texas, having his/her street address at
A BILL.
2. That the Proposed Patient is suffering from chemical dependency and as a result, the person:
( is likely to cause serious harm to himself; or
( ) is likely to cause serious harm to others; or
will continue to suffer abnormal mental, emotional, or physical distress, will
continue to deteriorate in ability to function independently if not treated, and is unable to make a rational and informed choice as to whether or not to submit to treatment.
3. That the Proposed Patient IS NOT charged with a criminal offense that involves an act, attempt, or threat of serious bodily injury to another person (not including a juvenile alleged to be a child engaged in delinquent conduct or conduct indicating a need for supervision as defined in Section 51.03, Family Code.)

WHEREFORE, Applicant prays that the Court set a date for a hearing on the

merits, not less than three (3) nor more than fourteen (14) days from the filing of this Application; that the Proposed Patient be personally served as the Court directs with a copy

of this Application and any Order fixing time of hearing; that the Court appoint an attorney

J. Murph

	NO
BI	TATE OF TEXAS FOR § IN THE COUNTY COURT EST INTEREST AND § CTIVE OF § (Initials only) § VAN ZANDT COUNTY, TEXAS
	GENERAL INFORMATION
•	Applicant's name, address, and phone number: Jedidiah Murphy
	Relationship, if any, to patient:
	Patient's age and date of birth: 23 9-1-75
	Person(s) or estate, and their address(es), responsible for costs and expenses:
	Private Attorney, if any, representing patient
	Physician/Psychiatrist, if any, treating patient:
	Prior psychiatric/chemical dependency history: 7-2-98 began Treatment for pression.
	The proposed patient has the following pending criminal charges:

J. Murphy

		in the second second	
Current temp	orary expiration date:		·
		•	
How entered	hospital: Emergency without a warrant?  h Mental Health Unit copies)		
	Emergency with a warrant?		
•	Diagnos VIII - VIII		
(attac	h copies)		
77 1 toward	White moment for release		*
Voluntary:	Written request for release (copy attached)		
	Absent without authorization		· <del></del>
	Refuses or unable to consent to treatment		
	(attach letter from Head of Facility)		
Date, time a	nd circumstances of emergency detention:		
			<del></del>
Acts leading	to application:		
The propose	d patient has filed the following criminal ch	erges against me:	
		erges against me:	
	d patient has filed the following criminal characters and phone numbers:	erges against me:	
		erges against me:	
		erges against me:	
		erges against me:	
Witnesses' 1	name, addresses, and phone numbers:	facility is proposed p	ozfie
Witnesses' 1	name, addresses, and phone numbers:	facility is proposed p	patie
Witnesses' to	name, addresses, and phone numbers:  al facility or chemical dependency treatment if private facility, consent must be obtained (	facility is proposed p	32111
Witnesses' 1	name, addresses, and phone numbers:  al facility or chemical dependency treatment if private facility, consent must be obtained ( Nen in Marshall - 903-938-	facility is proposed p	ule ume
Witnesses' to	name, addresses, and phone numbers:  al facility or chemical dependency treatment if private facility, consent must be obtained ( Nen in Marshall - 903-938-	facility is proposed posed factor letter of confusion of the second of t	ule la
Witnesses' to	name, addresses, and phone numbers:  al facility or chemical dependency treatment if private facility, consent must be obtained (  Ven in Marshall - 903-938-  admission on 11/	facility is proposed points Attach letter of configure of the second of	ule ule
Witnesses' 1	name, addresses, and phone numbers:  all facility or chemical dependency treatment if private facility, consent must be obtained (  Ven in Marshall - 903-938-  admission on 11/  - 7/23/98.	facility is proposed posed factor letter of confusion of the second of t	Ha Ha For

. 19
APPLICANT
N TO before me on this the day of

Form Mercel General Inf

J. Murphy

· Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 126 of 533 PageID 11646

NO. 16820 FOR RECORD

THE STATE OF TEXAS FOR THE BEST INTEREST AND PROTECTION OF

JМ

\$ FUTABLE OUNTY COUNTY COURT CUNTY CLERK, VAN ZAHOT CO... IX.

SY VAN ZANDT COUNTY, TEXAS

# WAIVER OF TEMPORARY CHEMICAL DEPENDENCY TREATMENT HEARING BY PATIENT

I, J. PATRICK SPRUIELL, attorney for Jedediah Murphy, the proposed patient in the above entitled and numbered cause, hereby waive his appearance at a Hearing on Temporary Chemical Dependency Treatment.

SIGNED this / day of November, 1998.

ATTORNEY

SUBSCRIBED AND SWORN TO BEFORE ME on this \_\_\_\_\_ day of November, 1998.

Notary Public In and For the State of Texas

RUTHIE MCADOO
NOTARY PUBLIC
STATE OF TEXAS
My Commission Expires 1-19-2000

WAIVER - PAGE 1 template/mental/waiver5

Jedodiah Mury 15910 Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 127 of 533 PageID 11647

## ACCEPTANCE OF WAIVER OF TEMPORARY CHEMICAL DEPENDENCY HEARING ORDER OF CONTINUED DETENTION

On this day came on to be considered the above Waiver of Temporary Chemical Dependency Treatment Hearing, and the same having been examined by, and it appears to, the court that said Waiver is satisfactory and is supported by evidence, the same is hereby ACCEPTED and it is hereby ORDERED that JEDEDIAH MURPHY detention in protective custody shall continue.

It is additionally ORDERED that copies of said Notification and the supporting evidence be filed with the Court that entered the original Order of Protective Custody.

SIGNED this / day of NOVEMBER, 1998.

W. LAWRENCE, COUNTY JUDGE

Van Zandt County, Texas

**WAIVER-PAGE 2** template/mental/waiver5

Jedeslich Mu.

- Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 128 of 533 PageID 11648

98 DEC -1 AM 11: 09 IN THE COUNTY COURT
SOUNTY STEEL VAN ZAROT CO., TX.

BY S VAN ZAROT COUNTY, TEXAS

THE STATE OF TEXAS FOR THE BEST INTEREST AND PROTECTION OF

JM AS A CHEMICALLY DEPENDENT PERSON

ORDER FOR CHEMICAL DEPENDENCY TREATMENT

On this day of <u>scennous</u>, 1998, came on to be heard the Application for Chemical Dependency Treatment Service in the above-numbered and entitled cause alleging that JEDEDIAH MURPHY, hereinafter called "Patient," is chemical dependent person who requires treatment for chemical dependency; and trial by jury having been properly waived, J. PATRIC SPRUIELL, the attorney representing the Patient, announced ready, and all matters of fact and law were submitted to this, the Court having jurisdiction of commitments of the county in which the Patient resides, is found, or is receiving Court-ordered treatment, and the Court finds as follows:

That all necessary notices and copies of the Application have been served as required by law, and that, all of the applicable terms and conditions of Chapter 462, Texas Health and Safety Code, have been complied with.

That on file with the Court in this cause along with said Application are sworn Certificates of Medical Examination for Chemical Dependency by two physicians who did each examine the Patient within 30 days of the final hearing; and that each physician therein states their opinion that the proposed patient is a chemically dependent person and which sworn statements further include each physicians' medical opinions that, because of chemical dependency, the proposed patient meets the criteria for court ordered chemical dependency treatment.

That after considering all of the evidence including the expert, competent medical or psychiatric testimony, it appears to the Court that the allegations of the Application and Certificates are true and correct and are supported by clear and convincing evidence.

It is therefore found and determined that the patient is a chemically dependent person, and that because of chemical dependency, is

is likely to cause serious harm to self;

is likely to cause serious harm to others; or

will, if not treated, continue to suffer severe and abnormal mental, emotional or physical distress and will continue to deteriorate in ability to function

Jedediah Murph

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 129 of 533 PageID 11649

independently if not treated, and is unable to make a rational and informed choice as to whether or not to submit to treatment.

Accordingly, it is ORDERED that the patient be and is hereby committed to the following approved inpatient treatment facility: OAKHAVEN HOSPITAL, MARSHALL, TEXAS for a period not to exceed 90 days so as to arrest such chemical dependency or until discharged by the head of such treatment facility. If the patient is still under treatment pursuant to this commitment, the facility's staff is ORDERED to review the patient's case and, if necessary, file for a renewal of treatment not later than 14 days prior to the expiration of this Order.

It is further ORDERED that the Clerk of this Court issue a Writ of Commitment in duplicate directed to the responsible person authorized to transport the patient, commanding him to take charge of the patient and to transport the patient to the above designated treatment facility.

The head of such treatment facility, upon receiving a copy of the Writ of Commitment and admitting the patient, shall give a written statement acknowledging acceptance of the patient and file it with the Clerk of this Court.

The Clerk of this Court is further ordered to prepare two certified transcripts of this proceeding, and shall send one to the Texas Commission on Alcohol and Drug Abuse Services and one to the head of the treatment facility to which the patient is committed, together with any available information concerning the medical, social, and economic status and history of the patient and his/her family.

It is further ORDERED that the above attorney, appointed to represent the patient, be and is hereby allowed reasonable compensation of \$60.00 for attorney's fees in this case, and said compensation shall be taxed as costs.

AWRENCE, COUNTY JUDGE

VAN ZANDT COUNTY

ATTORNE

PATIENT

THE STATE OF TEXAS

FOR THE BEST INTEREST AND PROTECTION OF

- Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 130 of 533 PageID 11650

NO. 1882 OR RECORD

98 DEC -1 AH 11: 09

IN THE COUNTY COURT

BUZACCTH CVERITT COUNTYSCLETAL VAN ZANOT CO..TX.

8 0Y \$ DEFAN ZANDT COUNTY, TEXAS

JM AS A CHEMICALLY DEPENDENT PERSON

#### WRIT OF COMMITMENT

TO: ANY PEACE OFFICER

THEREFORE, you are hereby authorized and commanded to take charge of the Patient and to transport said Patient to the above-mentioned treatment facility. You are further directed to deliver a copy of this Writ of Commitment and the Patient to the head of said treatment facility and, upon the Patient's admission, shall file a return of the Writ of Commitment with the Clerk of said Court.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this 10th day of December, 1998.

ELIZABETH EVERITT, COUNTY CLERK Van Zandt County, Texas

By: Eliphest Correct
Deputy

Jedschäh murph

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 131 of 533 PageID 11651

		ACKNOWLEDO	MENT OF ACCEPTANCE OF PATIENT
	n this	day of	1998, the undersigned upon receiving a copy o
the Writ (	of Commit	ment and admission	of JEDEDIAH MURPHY as a patient in the following treatment
OAKHAY	VEN HOSP	ital, marshal	, TEXAS hereby acknowledge acceptance of the Patient, togethe
with the f	following pe	ersonal property, if	any, belonging to said Patient:
W1600 p==0 =		•	
			OAKHAVEN HOSPITAL, MARSHALL, TEXAS
			Head of Facility
•	•	`.	Ву:
			Deputy

Page 132 of 533 PageID 11652 Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 SABINE VALLEY CENTER

### SUBSTANCE ABUSE SERVICES DIVISION OAK HAVEN RECOVERY CENTER

### PERSONAL PROPERTY INVENTORY FORM

The following items were placed in detox lock-up upon admission to Oak Haven:
- thatletter a some
1 Razsallen 12ks. Grandles 2
· 3 Razor Blades
Client was issued towels and washcloths to be returned to staff on discharge.
Client signature: Staff signature: Julia Julia Date: 11-23-98
The following items were transferred to client lock-up in main office:
Wallet
Jun 1 (mpy 13.9)
Detox staff signature: \( \tau \tau \tau \tau \tau \tau \tau \tau
The following items were returned to client at time of discharge:
1WAlet
2 towels
Fush Clothe
7
- 12//3/2
Client signature: Staff signature: Date: 13/13/
***************************************
Client returned towels and washcloths to staff at time of discharge.
(Number) (Number)
Staff signature:

Name: Jedidich Murphy Case No.: 75910 Unit No: 1100

Unit No.: 410-OHRC

The following books have been checked out to this client:

	•		
		U.W	
Title of Book	Book#	Date \\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\\	Date Returned
Big Book	2166	11-2398	12-13-98
12 Steps and 12 Traditions	3001		12/13/98
24 Hours a Day (Daily Meditation)	3626		BOD LINIS
NA Book	3011		30 12/13/
The Congres Book	. HIJ	12-2-98	12-113/90
	<u>.</u>		8
	•		
•	· · · · · · · · · · · · · · · · · · ·		
			•

I understand these books are being loaned to me while I am a client at Oak Haven. It is my responsibility to turn in ALL books issued when I am discharged. I understand I will be charged for replacement of any books I do not return upon discharge.

NAME: Gedidiah Murphy

CASE NO: 75910 UNIT NO: 410-OHRC Case 3:10-cv-00163-N Doc**sate ine** 2 vial letted coefficient 200 Page 134 of 533 PageID 11654 MOVEMENT AND ASSIGNMENT RECORD (MAR)

CLIENT NAME: JEDIDI	AH MURPHY	CASE: 75910
	SPECIAL PO	PULATIONS
1)		DATE ASGN DATE REMOVED
· WAITING LIST		RESIDENTIAL '
R.U.	BEGIN   1	BEGIN DATE 1 /23/98 LOCATION CODE: OTTO REPORTING UNIT: 411  END DATE 7 /3/98 LOCATION CODE: OTTO REPORTING UNIT: 40
		TRANSFER DATE 1 999 9 FROM: LOCATION Office RU TO: LOCATION OFFICE RU TO: LOCATION OFFICE
CARRIER:  MANAGER:  ASSIGNED RU:	<u>CASE MANAGER/C</u> CURRENT	CASE CARRIER REVISED TYPE  EFFECTIVE DATE / /
(2) LEFT (3) MOVED (4) REFER (5) UNABL (6) NO LO (7) DECEA (8) REFUS	DISCHARGE FROM SERVICE AREA RED TO OTHER PROVIDER TO LOCATE NGER OBRA MANDATED SED SERVICE CERATION	ROM CENTER  DISCHARGE DATE//
NEW ADDRESS:	ZIP:	CITY: PHONE:
DATE 1/2/199 5	Mid Dlamm TAFF SIGNATURE	ell staff 108860
- )2 B SABINI	E VALLEY CENTER	
3ASD 12/96		CASE: 75910 NAME: JEDIDIAH MURPHY UNIT: 410-OHRC

Case 3:10-cv-00163-N Document 42-15 Tile 025/05/10 Page 135 of 533 PageID 11655

SABINE VALLEY CENTER - SUBSTANCE ABUSE SERVICES DIVISION

CLIENT CONTACT / REGISTRATION/ ADMISSION / UPDATE
Time: 11:00 amStaff ID: 0% (0) Name: TRAMM
Client ID#: 75910 Form Use: TRAMMELL, M. nate: 11/23/98

Form Use: C **≱: 0411** 

First: JEDIDIAH Middle: ISAAC Last Name: MURPHY

Ethnic Group: WHITE Sex: M

Age: 23 DOB: 09/01/75

3=Alcohol; 4=Drug Presenting Problem: 3

1=Client; 2=Informant; 3=Referral Contact With: 1

CLIENT'S CURRENT ADDRESS: 727 E. N. COMMERCE

Zip: 75169 City: WILLS POINT State: STATE

CODE: County: VAN ZANDT

Phone: (903) 873-6830

EMERGENCY CONTACT / NAME: HOPE ABBOTT Rel: MOTHER

Address: 6305 FM 429 City, St: KAUFMAN, TX Phone: (972) 962-7443

Living Arrangements: LIVING WITH FAMILY/OTHER RELATIVES

1=Living w/family/rel 5=Medical Facility CODES:

6=Correctional Facility 2=Group Quarters

1=Never Married

7=Other 3=Own Dwelling

4=Homeless

1-Vol, 2-Invol Civil, 3-Invol Crim negal Status This Admission: 2

Social Security No: 456-71-2610

Group: MH-5 Guardianship: 8

2=Married 3=Widowed Marital Status: 4

6=Div./Sep.-custody of children 7=Div./Sep.-doesn't have custody 8=Div./Sep.-no children under 18

Primary Language: ENGLISH

Educational Level Achieved: TEC

Last Year Completed: 12 Special Education: No

Current Education Status: No

Current Medication: NONE Allergies: NKA

Assigned Case Carrier: PERRY, B.

Type: SAC Staff ID: 1760

CASE: 75910

NAME: JEDIDIAH MURPHY

UNIT: 410-OHRC

Client Oriented Data Acquisition Process (CODAP) Adult Follow-up Report (AFR)

### Sabine Valley Center

1.	Clinic Number TX 752216
2.	Client Number 2610075910
3.	Date of follow-up contact (mm/dd/yyyy): 02/18/1999
4.	Date of last discharge from this level of service and/or clinic (mm/dd/yyyy): 12/13/1998
5.	Follow-up contact and current treatment status:  1= See help file for description
6.	Persons contacted, if other than client (if Item 5 is coded 1-3 or 7 enter code N):    N = Not applicable
7.	Initials of the staff person performing the follow-up:
8.	Current employment status:  4 = Full-time (35 or more hours a week)
9.	Primary reason for no paid employment: 09
10.	Number of months employed since discharge from treatment   02
11.	Sources of income or support:
	a. 1 = Wages/salary
	b. 6 = Family/friend support
12.	Current living arrangement:  1 = Living with family, significant other or other relative
13.	Is client living in a household where he/she is exposed to abuse of alcohol and/or use of drugs? $O = No$
14.	Medicine prescribed:
	Number of DWI arrests since discharge from treatment
	(Code M for more than 9): 0
16	Number of public intoxication arrests since discharge from treatment
	(Code M for more than 9): 0
17	Number of other drug/alcohol related arrests since discharge from treatment
	(Code M for more than 9): 0 Scaldach Wingh 75410
	1) 10 -OHIC 11 -OHIC 2/31/99

2/21/00

18. (	Current legal status: 6 = Probation (non-DWI)
19. ľ	Number of hospital/emergency room visits since discharge from treatment
(	Code M for more than 9): 0
20. <sub>V</sub>	What was client's income over last 30 days: 1000
	Substance Abuse Patters: Items 21,22 & 23
21.	a. Primary problem substance (as reported on AAR): 104
	b. Number of days used last 30 days: 00
	c. Most recent usual route of administration (during 30 days prior to follow-up):  N = Not Applicable (may be used only if 21b is coded 00)
22.	a. Secondary problem substance (as reported on AAR):
	b. Number of days used last 30 days:
	c. Most recent usual route of administration (during 30 days prior to follow-up):
23.	a. Tertiary problem substance: 00
	b. Number of days used last 30 days:
	c. Most recent usual route of administration (during 30 days prior to follow-up):
Fo	r Items 24 through 29, during the 30 days prior to follow-up, how many days has the client experienced:
	Sickness and/or physical health problems (General physical or medical problems - do no of include those caused directly by alcohol and/or drugs such as hangovers, vomiting, or lack of sleep):
	Employment and/or school problems (i.e., poor attendance, poor performance, and missed responsibilities at work or school. Also, inability to find work, if client has tried or anything else the client considers an employment and/or school problem):
	Family and/or marital problems (i.e., missed responsibilities, not caring for children, serious argument, verbal or physical abuse or serious conflict due to poor communication or a lack of trust:
27.	Peer and/or social relationship problems (excluding family) (i.e., missed responsibilities with friends or others, serious argument, verbal or physical abuse or serious conflict due to poor communication or a lack of trust):
	15910 410-04/1C

- 28. Emotional and/or psychological problems (i.e., serious depression, anxiety or tension; 00 hallucinations; trouble understanding, remembering or concentrating; serious thoughts of suicide or attempted suicide):
- 00 29. Drug and/or alcohol problems (i.e., memory lapses or blackouts, shakes/tremors or withdrawl symptoms, disturbing effects of drug/alcohol intoxication, craving and/or wanting to stop and not being able to do so. Do not include inability to find drugs or alcohol):
- 30. How many days during the 30 days prior to follow-up did the client attend chemical 30 dependency support group meetings?
- 31. How many days during the 30 days prior to follow-up was the client abstinent from 30 all substances (Enter 30 if abstinent for all 30 days)?
- 32. Did the client receive continued services and/or aftercare following discharge from treatment? If so, list the sources, if not, enter 00 in each space (as applicable).

Sübmit

AFR Help Client Reports Main Menu

J. Murphy 15410 410-04RC

# Client Billing

Provider: Sabine Valley Center

Program Id: 04-0129-993 TRA

**Client Number: 2610075910** 

Clinic Number: 752216

Level/Service Type: | Adult Residential (Level II)

J. toute Hostacittal (Level II)

From Date (mm/dd/yyyy): 12/01/1998

To Date (mm/dd/yyyy): 12/13/1998

Number of Units: 13

Counselor Initials: WLP

Submit

ClientReports Main Menu

J. Murphy 75910 410-04BC Client Oriented Data Acquisition Process (CODAP) Adult Discharge Report (ADR)

### Sabine Valley Center

04-0129-993 TRA

1. Clinic Number: 752216
2. Client Number: (Last 4 digits of SSN and 6 digit unique Client Number) 2610075910
3. Date of Discharge from this level of service and/or clinic (mm/dd/yyyy): 12/13/1998
4. Date of Admission to this level of service and/or clinic (mm/dd/yyyy): 11/29/1998
5. Did client complete TCADA funded level of service? 1 = Yes
6. Reason for Discharge: 33
7. Level of service at time of discharge: 6 = Level II
8. Primary treatment environment at time of discharge:  3 = Residential
9. Employment status after discharge from treatment:  4 = Full-time (35 or more hours a week)
10. Legal status at discharge: 6 = Probation (non-DWI)
11. Where will the client be living after discharge from treatment?  1 = Living with family, significant other or other relatives
12. After discharge, will client be exposed to abuse of alcohol and/or use of drugs in his/hor immediate household? $0 = N_0$
di ugs in his/her immediate household:
13. Disabilities:  (a.) 0 = None
<b>(b.)</b> 0 = None
14. Number of days (during the 30 days prior to discharge) client attended an off campus community chemical dependency support group while in treatment:
15. Number of close persons and/or family members actively involved with 1 client's treatment process; include adults and minors:

16. Were any of the following part of treatment:	16.	Were any	of the	following	part of	f treatment	?:
--------------------------------------------------	-----	----------	--------	-----------	---------	-------------	----

- (a.) 0 = No Methadone or LAAM
- **(b.)** 0 = No Acupuncture
- (c.) 0 = No Anti-craving medication
- (d.) 0 = No Antabuse
- (e.) 0 = No Naltrexone or other antagonist medication
- (f.) 0 = No Anti-depressant medication
- (g.) 0 = No Anti-anxiety medication

#### 17. Destination of referral:

- a. Primary 53
- b. Secondary 51
- c. Tertiary 67
- 18. Was the client abstinent from all substances the last 30 days of treatment | 1 = Yes or the duration of treatment, if less than 30 days (include substances listed on the AAR as well as any other substances)?
- 19. DSM-IV diagnosis substance related: 30390
- 20. DSM-IV diagnosis non-substance related:
- 21. Client's primary counselor (Enter first, middle and last initials): WLP
- 22. Person filling out ADR (Enter first, middle and last initials): WLP

Submit

ADR Help ClientReports Main Menu

Jededich Mumples 75910 410-014RC

# Client Billing

Provider: Sabine Valley Center

Program Id: 04-0129-993 TRA

**Client Number: 2610075910** 

Clinic Number: 752216

Level/Service Type: Adult Residential (Level II)

From Date (mm/dd/yyyy): 11/29/1998

To Date (mm/dd/yyyy): 11/30/1998

Number of Units: 2

Counselor Initials: WLP

Submit

ClientReports Main Menu

J. Murphy 75910 410-04RC

# Client Billing

Provider: Sabine Valley Center

Program Id: 04-0129-993 TRA

**Client Number:** 2610075910

Clinic Number: 752216

Level/Service Type: Adult Detoxification (Level I)

From Date (mm/dd/yyyy): 11/23/1998

To Date (mm/dd/yyyy): 11/28/1998

Number of Units: 6

Counselor Initials: WLP

Submit

ClientReports Main Menu

1

Client Oriented Data Acquisition Process (CODAP) **Admission Report Transfer** 

#### Sabine Valley Center 04-0129-993 TRA

1.	Clinic Number:	752216
	Chuic Number:	3

- **Client Number:** 2610075910
- Date of admission/transfer to this level of service and/or clinic (mm/dd/yyyy):
- Form Id: 45671
- Admission Type: 3 = Transfer
- 6. Level of Service admitted to: 6 = Level II
- 7. Primary environment admitted to: 3 = Residential
- 8. Medicine prescribed:
- 9. Projected duration of stay for this level of service: 2 = 15 to 30 days
- 10. Is client currently Pregnant: 0 = No

Submit

Client Reports MainMenu

410-0HRC

(b.) 0 = No Acupuncture

(c.) 0 = No Anti-craving medication

(d.) 0 = No Antabuse

(e.) 0 = No Naltrexone or other antagonist medication

(f.) 0 = No Anti-depressant medication

(g.) 1 = Yes Anti-anxiety medication

17. Destination of referral:

a. Primary 65

b. Secondary 51

c. Tertiary 67

18. Was the client abstinent from all substances the last 30 days of treatment | 1 = Yes or the duration of treatment, if less than 30 days (include substances listed on the AAR as well as any other substances)?

19. DSM-IV diagnosis - substance related: 30390

20. DSM-IV diagnosis - non-substance related:

21. Client's primary counselor (Enter first, middle and last initials):

22. Person filling out ADR (Enter first, middle and last initials): WLP

Submit

ADR Help ClientReports Main Menu

J murphy 75910 410-04 RC

## Client Oriented Data Acquisition Process (CODAP) Adult Admission Report (AAR)

### Sabine Valley Center

04-0129-993

1. Clinic Number: 752216	
2. Client Number: 2610075910	
3. Date of admission/transfer to this level of service a	and/or clinic (mm/dd/yyyy):
4. Form Id: 45671	
5. Admission Type: First/Readmission	
6. Level of Service admitted to: 5 = Level 1	
7. Primary environment admitted to: 3 = Residentia	
8. Medicine prescribed: 10	
9. Projected duration of stay for this level of service:	1 = 14 days or less
10. Is client currently Pregnant: 0 = No	
11. Client's Residence Zip Code: 75169	
12. Mother's first name (first 3 letters):	
13. City where client born (first 5 letters): SONOR	
14. Days on waiting list for treatment: 000	
15. Date of birth (mm/dd/yyyy): 09/01/1975	
16. Gender: 1 = Male	
17. Race/ethnic background	
(a.) 1 = White (not of Hispanic origin)	
(b.)	
<b>18.</b> 47	Murphy

1		rage 2 01
Page 147	of 533	PageID 11667

19 г	Relationship status:	4 = Cohabiting		tag.
17.	Relationship status:		and the second two transfers of a contract of the second o	

- 20. Number of children in household: 1
- 21. Employment status: 4 = Full-time (35 or more hours a week)
- 22. Primary reason for no paid employment: 09
- 23. Number of months employed in last 12 months: 12
- 24. Sources of Income or support received during the 12 months prior to admission:
  - 1 = Wages/Salary
  - 0 = None
- 25. Approximate income last 12 months: 27000
- 26. Highest school grade completed: 12
- 27. Living arrangement prior to treatment: 1 = Living with family, significant other or other relatives
- 28. Number of DWI's in last 12 months:
- 29. Number of public intoxication arrests during last 12 months:
- 30. Number of drug/alcohol related arrests during last 12 months:
- 31. Legal status at admission: 6 = Probation (non-DWI)
- 32. Number of hospital/emergency room visits in last 12 months: 6
- 33. Number of prior admissions to any detox program:
- 34. Number of prior admissions to any non-detox substance abuse treatment program:
- 35. Months since last discharge from any substance abuse treatment program (If items 33 & 34 are coded as 00, enter 97): 97
- **36.** Health insurance type: 0 = No health insurance
- 37. Past IV drug use: 0 = No

110-0HRC

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Substance Abuse Patterns at	Admission: Iter	ns 38, 39	& 40
-----------------------------	-----------------	-----------	------

- 38. (a.) Primary problem substance type: 04
  - (b.) Number of days used in last 30 days: 28
  - (c.) Use last 6 months: F = Daily v
  - (d.) Most recent route of administration: 1 = Oral
  - (e.) Year of first use:
- 39. (a.) Secondary problem substance type:
  - (b.) Number of days used in last 30 days:
  - (c.) Use last 6 months: +
  - (d.) Most recent route of administration:
  - (e.) Year of first use:
- 40. (a.) Tertiary problem substance type:
  - (b.) Number of days used in last 30 days:
  - (c.) Use last 6 months:
  - (d.) Most recent route of administration:
  - (e.) Year of first use:
- 41. DSM-IV diagnosis substance related:
- 42. DSM-IV diagnosis non-substance related 00000

### **FOR ITEMS 43 THROUGH 48:**

During the 30 days prior to admission to treatment, how many days has the client experienced:

43. Sickness and/or physical health problems: General physical or medical problems (do not include those caused directly by alcohol and/or drugs such as hangovers, vomiting, or lack of sleep):

410-0420

### Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 149 of 533 PageID 11669

- 44. Employment and/or school problems: (i.e., poor attendance, poor performance, and missed responsibilities at work or school. Also inability to find work, if client has tried or anything else client considers an employment and/or school problem):
- 45. Family and/or marital problems: (i.e., missed responsibilities, not caring for children, serious argument, verbal or physical abuse or serious conflict due to poor communication or a lack of trust):
- 46. Peer and/or social relationship problems (excluding family): (i.e., missed responsibilities with friends or others, serious argument, verbal or physical abuse or serious conflict due to poor communication or a lack of trust):
- 47. Emotional and/or psychological problems: (i.e., serious depression, anxiety or tension; hallucinations; trouble understanding, remembering or concentrating; serious thoughts of suicide or attempted suicide):
- 48. Drug and/or alcohol problems: (i.e., memory lapses or blackouts, shakes/tremors or withdrawal symptoms, disturbing effects of drug/alcohol intoxication, craving and/or wanting to stop and not being able to do not include inability to find drugs or alcohol):
- 49. Number of days client attended chemical dependency support group meetings within the last 30 days:
- 50. Number of days abstinent from all substances: 02
- 51. Primary Counselor initials: WLP

Submit Update Belete

AAR Help Client Reports MainMenu

J murphy 75910 410-04 RC

### DOCUMENTATION CHECKLIST

CLIENT NAME: Joele	lich marge	<b>y</b>	* 
DETOX ADMIT DATE: //		TRANSFER DATE: 11-29-9	
DOCUMENT	DATE COMPLETED	COMMENTS	STAFF
AAR	11-30 98	*2	BP
ASI	11-30-98		34
PSYCHOSOCIAL	11-30-98		
FAMILY CONSENT	+	hone_	
PROBATION CONSENT	11-23-88		Bb
PAROLE CONSENT			
REFERRAL CONSENT	4		
DETOX TX PLAN	11-24-98	:	ВР
STAFFING	12-1-23		BP
DETOX TRANSFER	11-30-98		BP
DETOX DC SUMMARY	11-30-28		BP
REVISED TX PLAN	11-30-98		99
NEEDS ASSESSMENT			
STAFFING	12-15-58		B
REFERRAL PACKETS			
FAMILY CONJOINT			
DISCHARGE SUMMARY	12-14-98		BP
ADR	12-14-28	x1 x1	38
WEEKLY FOLLOW-UP		,	
AFR			
Qudit	115/99		Jan

Assigned Counselor: <u>はや</u> Date 11・23・5と	NAME: Jedediah Murphy
Reassigned Counselor	CASE NO.: 75910
Date	UNIT NO.: 410-0HRC

## Case 3:10-cv-00163-N S DOCUMENCE A BUSE SERVITORS DPORE 151 of 533 PageID 11671 of Sabine Valley Center

[X]OHRC []DEAR []KFC [] WIN []G-MC [] WTC [] BTC
DISCHARGE/TRANSFER SUMMARY
CLIENT NAME: Jedich Murphy  DIAGNOSIS: <u>Aleohal Dependence</u> ADMISSION DATE: 11-29-98  DISCHARGE DATE: 12-13-98
PRESENTING PROBLEM / IDENTIFIED NEEDS at time of admission: Che Lis admilled too ule Atenuir Residential Pregram with 7 deeps clean. He says be needs help w/his SA underlying issues of Conger Total abstinence and Overness, No reads
SERVICES PROVIDED: assessment, psychosocial history, treatment planning, group therapy, alcohol and drug education classes, individual and family counseling sessions, HIV/STD/TB/Nicotine education, relapse prevention, 12 Step Recovery Process and CD Support groups. Other:
ASSESSMENT OF CLIENT'S PROGRESS toward Goals: worse unchanged slight moderate better much Comments: Che trace a lealthy attitude and bright into his recovery. He request discharge fullowing complition of livelity requirements to put what he has becomed to practice.
PROGNOSIS: Fair
pleted% of length of stay. Completed% of Treatment Plan.  CIRCUMSTANCES OF DISCHARGE: [C) COMPLETED LEVEL 1, (2) 3, 4  [ ] AMAVASA [ ] DROPPED [ ] EXPELLED [ ] OTHER:
DISCHARGE TREATMENT PLAN DEVELOPED AND DOCUMENTED : [1) YES, DATE: 12-13-53
REFERRAL INFORMATION AND RECOMMENDATIONS MADE TO CLIENT: Referred to
OTHER PERTINENT INFORMATION: Chet attends all SA education Inverentations as well as all order program actuation. He is appropriate in all enteroction wishelf & peers.
Family Participation: X 2 Mother regular Tooker, Sunday family usits  Client reported abstinent from chemicals for 23 days.
SIGNED/DATED BY SERVICE PROVIDER: Bell Peny Lcoc 12-14-98

DISCHARGE SUMMARY SASD-049, r 7/97; DISCSUM NAME: Jedediah Murphy CASE#: 75910 UNIT#: 410-04RC

Case 3:10-cv-00163-Nsprocopanotola by Filed R5/05/10 D Rage 152 of 533 Page ID 11672 of Sabine Valley Center MOHRC []DEAR []KFC [] WIN []G-MC [] WTC [] BTC CLIENT NAME: \_\_\_\_ ADMISSION DATE: 11-23-5% DISCHARGE DATE: 11-29-78 PRESENTING PROBLEM / IDENTIFIED NEEDS at time of admission: Class ent w/a reported 2 days clean SERVICES PROVIDED: assessment, psychosocial history, treatment planning, group therapy, alcohol and drug education classes, individual and family counseling sessions, HIV/STD/TB/Nicotine education, relapse prevention, 12 Step Recovery Process and CD Support groups. Other: ASSESSMENT OF CLIENT'S PROGRESS toward Goals: worse unchanged slight Comments: Cleat orlibets some parties em PROGNOSIS: hpleted 100 % of length of stay. Completed 100 % of Treatment Plan. CIRCUMSTANCES OF DISCHARGE: COMPLETED LEVEL 1 2, 3, 4 [] AMA/ASA [] DROPPED [] EXPELLED [] OTHER: DISCHARGE TREATMENT PLAN DEVELOPED AND DOCUMENTED: 12 YES, DATE: 11-29-54 [] NO, REASON: REFERRAL INFORMATION AND RECOMMENDATIONS MADE TO CLIENT: Cos near to its Levell Roman of OHRC OTHER PERTINENT INFORMATION: ( )10 Family Participation: × 2. w. Client reported abstinent from chemicals for SIGNED/DATED BY SERVICE PROVIDER: \

> NAME: Jededial munhy CASE#: 75910 UNIT#: 4110-04RC

## OAK HAVEN RECOVERY CENTER WEEKLY PROGRESS GROUP NOTE

				· . · · · · · · · · · · · · · · · · · ·	4	~
Week of:	December 12 thru Decembe	r 18, 1998				
		Im	Sunday	10:00 - 11:00 Spiritual Study	Disc	
Saturday	09:30 - 09:45 Meditation	KIN	Guilday	11:45 - 12:45 Physical Activity		
	10:15 - 11:30 Sponsorship	· · · · ·		04:00 - 05:00 Study		
	01:30 - 03:30 Boundaries	***		06:00 - 07:00 Journal Study		
	08:00 - 09:00 AA / NA	UKIVI -		08:00 - 09:00 AA / NA		
	08:00 - 08:15 Meditation		Tuesday	08:00 - 08:15 Meditation		,
Monday	09:15 - 10:15 Step Two			09:15 - 10:15 Problem Solving		
	11:00 - 12:30 Group			11:00 - 12:30 Group/Orientation		
	01:30 - 02:15 Budgeting			01:30 - 02:15 HIV/TRC, Anger	l	
	02:45 - 03:30 Physical R	<u>~</u>		02:45 - 03:30 Physical Rec.	<u> </u>	
	04:00 - 05:00 Study Hour	~ —		04:00 - 05:00 Study Hour		
	08:00 - 09:00 AA / NA	<del>- </del>		08:00 - 09:00 AA / NA		
	08:00 - 09:00 AA7 NA	<del></del>				
	ay 08:00 - 08:15 Meditation	1	Thursday	08:00 - 08:15 Meditation		
vveanesa	09:15 - 10:15 Denial		·	09:15 - 10:15 Sex/Phy. Abuse		
	11:00 - 12:30 Group			11:00 - 12:30 Group/Orientation		•
	01:30 - 02:15 Health & P			01:30 - 02:15 Clean Up		
	02:45 - 03:30 Physical R			02:45 - 03:30 Physical Rec.		
	04:00 - 05:00 Study Hou	-		04:00 - 05:00 Study Hour		
	08:00 - 09:00 AA / NA			08:00 - 09:00 AA / NA		
	08:00 - 09:00 AA / NA	-			1	
	08:00 - 08:15 Meditation		Fri. Cont.	02:45 - 03:30 Physical Rec.		
Friday	09:15 - 10:15 Relapse			04:00 - 05:00 Study Hour		
	11:00 - 12:30 Group			08:00 - 09:00 AA / NA		
	01:30 - 02:15 Progress	1			•	
	01:30 - 02.15 Flogress	-				
*****	*****	*****	*****	<del></del>		
			Clia	+ D lad Tuica	0.00	
What wa	s the most important thing yo	ou heard this wee	k? the	t facled to com		<del></del>
0	4 0 - 0			•		
		of booring this?				
What are	e doing differently as a result	of nearing unst				
Treatme	ent Plan issues addressed					
Family F	participation: YES (who and	how) No (if no	explain)			
Progres	s: worse, unchanged, s	ight, moderate	, beller, indo	11 Detter		
				Date:		
Client S	ignature:					
	*********	**********	******	********	****	****
D	s: worse, unchanged,	slight, moderate	better, mu	ch better		
Level of	f participation: 1 - inattentive	uninterested :	2 - quiet, preocci	upied or superficial interaction		
3 - quie	t but followed group process	4 - genuine, et	fective interaction	5 - deep emouonal work	a 1	
	0	11 /10		A la llacora Com	nletia	
Comme	ents: Muccenfu	ery cus	entegrale.	Jan	1	
0.00		L.	•	<del>-</del>		
of cax	requireme-					
•	-				60	
	alas Signatura: 1 4 1 0	Poins	CCDC	Date: <u> </u>	70	

CLIENT NAME:J. Murphy CASE NUMBER:75910 UNIT NUMBER: 410 OHRC Administration and a second of the second of

## OAK HAVEN RECOVERY CENTER WEEKLY PROGRESS GROUP NOTE

Neek of : I	December 5 thru December 11,	1998			± 9#	· · · · · · · · · · · · · · · · · · ·
Saturday	09:30 - 09:45 Meditation 10:15 - 11:30 Follow Dir. 01:30 - 03:30 Disease/Comm 08:00 - 09:00 AA / NA			10:00 - 11:00 Sp 11:45 - 12:45 Pl 04:00 - 05:00 S 06:00 - 07:00 Jo 08:00 - 09:00 A	nysical Activity tudy ournal Study	
Monday	08:00 - 08:15 Meditation 09:15 - 10:15 Stress Mana. 11:00 - 12:30 Group 01:30 - 02:15 JRT/JRS 02:45 - 03:30 Physical Rec. 04:00 - 05:00 Study Hour 08:00 - 09:00 AA / NA	Ship The state of	, 4000-,	08:00 - 08:15 M 09:15 - 10:15 S 11:00 - 12:30 G 01:30 - 02:15 H 02:45 - 03:30 P 04:00 - 05:00 S 08:00 - 09:00 A	tep One roup IV/TRC Assert. hysical Rec. tudy Hour	The state of the s
Wednesd	ay 08:00 - 08:15 Meditation 09:15 - 10:15 Grief & Loss 11:00 - 12:30 Group 01:30 - 02:15 Nutrition 02:45 - 03:30 Physical Rec. 04:00 - 05:00 Study Hour 08:00 - 09:00 AA / NA	The state of the s		01:30 - 02:15 ( 02:45 - 03:30 F 04:00 - 05:00 S 08:00 - 09:00 A	Guilt & Shame Group/Orientation Clean Up Physical Rec. Study Hour AA / NA	The state of the s
Friday	08:00 - 08:15 Meditation 09:15 - 10:15 Nicotine 11:00 - 12:30 Group 01:30 - 02:15 Progress	Ton Ton	Fri. Cont.	02:45 - 03:30   04:00 - 05:00   08:00 - 09:00	Study Hour	Jan-
****	<del>*********************************</del>	*****		·····		*******
What wa	s the most important thing you h	eard this week? 🔏	00	Mat 1	to at	ach_
m		like I	2 de	d my	s add	ution
What are	e doing differently as a result of I	hearing this?	<u>Taku</u>	ng m	f tim	<u> </u>
_		una i	to_	rush	my.	recovery
ang		1 // .		2		V
	ent Plan issues addressed.	abstiner	, ">	1 1		al se sont
	participation: YES (who & how)			James, James	y mo	a support
Progres	s: worse, unchanged, slight	t, moderate, bett	er, much	better	12	11.60
Client S	ignature: <u>Hedidia</u>	in Muy	phy	<u> </u>	ate:	7-78
******	************	**************************************	*****	******	*****	*****
Drogres	ss: worse, unchanged, sligl	ht, moderate, (be	tter, muc	h better		
	f participation: 1 - inattentive, ur				al interaction	
Level o	r participation. T = mattoriuse, c.		interaction	5 - deen emo	tional work	
3 - quie	et but followed group process	- genuine, effective		- · /	.1	
Comm	ents: Clet lynes	reng pen	uu.	mugh	<i>.</i>	
Couns	elor Signature: B.L.F.	Jeny L	c0 C	Da	te: <u>12~1</u> 4	-98

OAK HAVEN RECOVERY CENTER

CLIENT NAME: 4.774000 CASE NUMBER: 75910 UNIT NUMBER: 410 OHRC

## OAK HAVEN RECOVERY CENTER WEEKLY PROGRESS GROUP NOTE

Week of : November 28 thru December 4, 1998									
Saturday 09:30 - 09:45 Meditation 10:15 - 11:30 Affirmations 01:30 - 03:30 Family Roles 08:00 - 09:00 AA / NA  Sunday 10:00 - 11:00 Spiritual Study 11:45 - 12:45 Physical Activity 04:00 - 05:00 Study 06:00 - 07:00 Journal Study 08:00 - 09:00 AA / NA									
Monday 08:00 - 08:15 Meditation 09:15 - 10:15 Step Three 11:00 - 12:30 Group 01:30 - 02:15 Self Esteem 01:30 - 02:15 Self Esteem 01:30 - 02:15 Self Esteem 01:30 - 02:15 Step Three 11:00 - 12:30 Group/Orientation 01:30 - 02:15 HIV/TRC, Relationship 02:45 - 03:30 Physical Rec. 04:00 - 05:00 Study Hour 08:00 - 09:00 AA / NA 08:00 - 09:00 AA / NA									
Wednesday 08:00 - 08:15 Meditation									
Friday 08:00 - 08:15 Meditation 09:15 - 10:15 Relapse 04:00 - 05:00 Study Hour 01:30 - 02:15 Progress 08:00 - 09:00 AA / NA									
What was the most important thing you heard this week? Line and one of the week? Level of participation: 1-inattentive, uninterested 2-quiet, preoccupied or superficial interaction of the week? Line and the week									
Comments: The starting to understand									
my with istances the triggers, and Donneguences.									
Counselor Signature: Bell Perry CCDC Date: #30-12-7-98  Cleat reported that he did not have a regneralect fordats 11-21-98 To 1  He states attending all activities from 11-24-98 TO 11-27-98	1-2								

CLIENT NAME: J. Murphy CASE NUMBER: 75910 UNIT NUMBER: 410 OHRC

## OAK HAVEN RECOVERY CENTER WEEKLY PROGRESS GROUP NOTE

Week of : N	ovember 14 thru November 20,	1998			- 198	
Saturday	09:30 - 09:45 Meditation		Sunday	10:00 - 11:00 \$		· i
~ ·	10:15 - 11:30 Follow Dir.		C-4-		Physical Activity	
Potor			Deter	04:00 - 05:00		
	08:00 - 09:00 AA / NA				Journal Study	
				08:00 - 09:00	AA / NA	
Monday	08:00 - 08:15 Meditation	gn	Tuesday	08:00 - 08:15	Meditation	In
•	09:15 - 10:15 Stress Mana.	gu	•	09:15 - 10:15	Step One	am
	11:00 - 12:30 Group	gr.		11:00 - 12:30	Group	Jon
	01:30 - 02:15 JRT/JRS	gn			HIV/TRC Assert.	On
	02:45 - 03:30 Physical Rec.	gn_		02:45 - 03:30	Physical Rec.	gri
	04:00 - 05:00 Study Hour	gm		04:00 - 05:00	Study Hour	grann .
	08:00 - 09:00 AA / NA	7m		08:00 - 09:00	AA/NA	2-
\Modnoeda	y 08:00 - 08:15 Meditation	an-	Thursday	08:00 - 08:15	Meditation	an
**Curicsuu	09:15 - 10:15 Grief & Loss	Dina	maroday		Guitt & Shame	00-
•	11:00 - 12:30 Group	an-			Group/Orientation	2
	01:30 - 02:15 Nutrition	2700		01:30 - 02:15		2
	02:45 - 03:30 Physical Rec.	700			Physical Rec.	2
	04:00 - 05:00 Study Hour	gm		04:00 - 05:00		<u>a - </u>
	08:00 - 09:00 AA / NA	77		08:00 - 09:00		Trans
	08.00 - 09.00 AA / NA	9		00.00 - 09.00	707 NO	7
Friday	08:00 - 08:15 Meditation	Ina	Eri Cont	02:45 - 03:30	Physical Rec.	Jan
riday	09:15 - 10:15 Nicotine	Then	TH. COIK.	04:00 - 05:00		The
	11:00 - 12:30 Group	Jan		08:00 - 09:00		4
	01:30 - 02:15 Progress	Effin		00.00 - 00.00	7017101	
_0	roblem					·
What are o	loing differently as a result of hea	aring this?	ome	to a	nias in	reth
				//		-
my	problem	and	acas	w	the it	
Treatment	Plan issues addressed.	NH	)			
Family par	ticipation. YES (who & how)	No (explain no) _	Wife	with	suppr	nt
	worse, unchanged, slight,		/			
Client Sign	nature: <u>Aeded</u>	eab L	Mug	Dal	e: 11-27	7-98
****		*****	*******		******	*****
Progress:	worse, unchanged, slight,	moderate, be	tter, much be	etter		
Level of pa	articipation: 1 - inattentive, uninte	erested 2 - quie	t, preoccupied	or superficial in	nteraction	
3 - quiet b	ut followed group process 4 - g	jenuine, effective	interaction 5	5 - deep emotio	nal work	
Comment	s: Chat become	ang one	Irlan	D. and	adjuste	1 to
- pre-	grem structii					
	T . 0 1	$\gamma$			. 11-23-	5 -
Counselo	Signature: 1511 Y	-em	r clac	Date	: 11-23-	

CLIENT NAME: F. Wiggins CASE NUMBER: 18886 UNIT NUMBER: 410 OHRC

## ZSPEGIAL HEXILTHRIESOURGESSOED AST TRASAS

### TINTENSINE AND SUPPORTING OUTPATTENT SPRANCES.

HIGHRISK COUNSHEING AND HOUGATION.

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Therf) Variation attending uded its stagetors, it is recitled in strategies, and explain sinks. Therefore the stage of the same stage of t

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(elleniksi	<u> </u>	STILLE		<i>""[#</i>	
					/ <b>//</b>
Counsele	ja Straveluća:	<i>7000.</i>	WWE	7454	
				$\sigma_1, \ldots, \sigma_n$	
Daleis					

And Add Description Property of the Control of the

ice and conflicted bill にNO-6年代

### SPECIAL HEALTH RESOURCES OF EAST TEXAS

### INTENSIVE AND SUPPORTIVE OUTPATIENT SERVICES

### HIGH RISK COUNSELING AND EDUCATION

I, DEDIDIAH MURPHY have received the following information: 

The HIV information included risk factors, risk reduction strategies poutes of transmi sion, and methods of prevention. My risk for H. I. Wainfection has been addressed and I have been offered or referred to voluntary; anonymous; confidential; and free testing services which include pre and post test counseling. This information was in accordance with Texas Department of Health approved guidelines.

Client Signature:

Date: \$4(8)25 = 98 and

Name: Siddidiaa: Thurf Case: 75 900 Prevention Unit 410 - 248e

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 159 of 533 PageID 11679 SUBSTANCE ABUSE SERVICES DIVISION

SUBSTANCE II	f Sabine Valley Center
2/2 DRAFT OHRC [] DEAR [] KFC [] W	NN [] GMC [] WTC [] BTC
FOLLOW-UP PRO	•
Description of the Company of the Co	
CLIENT NAME: Indidia Murphy Date of A	dmit: 1-23-98 Last date of service: 12-13-98
CLIENT NAME: William Children Date of D	ischarge, if different from above:
Contact number (circle one) (1) (2)	3/ 4 5 6 7 8 Final
	- 5 66
#4: Date/time of successful follow-up contacts:	one?: Mail?
Contact made in person? Phosphare #18: If contact was made with someone other than the someone of the someone other than the someone other than the someone of the someone	he client, specifiy the relationship to the client:
	oh#:
Family Member [ ] Specify	ph#:
Friend [ ] Specify	
Other [ ] Specify	ph#:
#5: Current employment status: yes/no Where	3. Beat welding
#5: Current employment status:yeshlo#7: # of mos. employed since discharge:##6	9: Income over last 30 days: 1000
#7: # of mos. employed since distriarge.  #8: sources of income/support  #10: Current living arrangements: with:	
#11: living in household where exposed to abuse of #12: Medicine Prescribed:	altonor and of the same of the
#42. # DWI arrests since discharge: #14. # U	f PIs:#15: # of A/DA related arrests:( 17: # hosp/ER visits since discharge:
#16: Current legal status:	17. W Hoopiest viole enter the
THE AT A STATE OF THE PROPERTY	ny days has the client experienced:
Sickness and/or physical health problems (exclude	a/da problems Family/marital:
Employment and/or school:  Peer and/or social relationship:	Drug/alcohol:
#times attended CD support group mtgs:	Receive continued services:
Where?	SB 2-18
COMMENTS: 473-6830 - Busy 2 8	773-2215 Spoke +0 Mandefather +
The huant Seen genn to couldn't do nepat b	ut Mid bot de tocal 962-7443 962
the Might Sten gent tacaminate maping is	cc cm c q v
Spoke to Jimis mom ashe said their doing of	peat but Shewants is toda Remitting
: <b>1</b>	really good.
Jum lines and all an every	1.000
Counselor Signature:	liden Date: 2-18-101
FOLLOW-UP DOCUMENTATION	CLIENT : Indidiah "Jim" Murph
Accordable 2001- 7/97. 12/98	CASE#: 1591()

Case 3:10-cv-00163-NSUDocuMNGEABUSE SHIELDS OF Sage 150 of 533 PageID 11680 of Sabine Valley Center
OHRC[] DEAR[] KFC[] WIN[] GMC[] WTC[] BTC
DISCHARGE REPORT INFORMATION/PROGRESS NOTE
· · · · · · · · · · · · · · · · · · ·
ATE: 12-14-98
eason for discharge: Completion of Program requirements
Level of service at time of discharge: one two three four
Primary environment of treatment at time of discharge: residential outpatient outpatient mployment status after discharge from treatment: Employed, 35 7 hrs per week
egal status at time of discharge: <u>Non-Dwi Probation</u> Where will client be living after discharge from treatment? <u>with family, wife daugller</u>
Ifter discharge, will client be exposed to abuse of alcohol and/or use of drugs in immediate household?
Disabilities If so, identify: none relentified
nnediment to treatment participation If so, identify: reported
times (in last 30 days) client attended cd support group: ×21
Ji family, etc., involved in treatment process: YZ Moder and info
Destination of referrals: BTC. Tyler, Local As has migs, Family support
Abstinence from primary substance during the last 30 days of treatment: '23 d.
COMMENTS: Cleant portreignated in all Program activities including
SA lectures. He interocted well with staff and his pears
Bell Perry CDC 12-14-98 COUNSELOR SIGNATURE DATE

UBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

scharge Report Information/Progress Note

₹ Note

UNIT#: 1-10-04 ec.

Case 3:10-cv-00163-N SDOCHANCE ABUSE SERVICES DIVISE 161 of 533 PageID 11681 of Sabine Valley Center
OHRC[] DEAR[] KFC[] WIN[] GMC[] WTC[] BTC
REQUEST FOR DISCHARGE / TRANSFER
NAME: SEDIDIAH MURPHY DATE: 12-13-98
REQUEST DISCHARGE/TRANSFER ON (date)
ADDRESS UPON DISCHARGE: 6305 F.M. 429 KAUFMAN TX 75142 (STREET) (CITY, STATE, ZIP)
PHONE NUMBERS WHERE I MAY BE CONTACTED:#1 <u>903-873-6830</u> #2 <u>972-962 - 7443</u>
IN YOUR OWN WORDS, EXPLAIN WHY YOU ARE REQUESTING DISCHARGE/TRANSFER.
I feel that my learning here is done
and its time for me to go out
apply what I have learned.
GOALS I HAVE COMPLETED: Come to grips with my
addiction and learned how to deal with it
GOALS I PLAN TO WORK ON: Abstinince, anger, avarences.
Continue to work on these 3 things and
exist hard work make it a part of my life
PLANS FOR CONTINUING CARE: A.A. i N.A. meeting.
PLANS FOR CONTINUITO OF INC.
COMPLETED 2 / DAYS OF TREATMENT. COMPLETED 600 % OF TREATMENT PLAN.  DAYS OF SOBRIETY: 2 / AAVNA SPONSOR NOW 2
REQUEST APPROVED:
Signature of Client Date Signature of Counselor Date
PLEASE REMEMBER TO TURN BOOKS IN TO COUNSELOR.  **plicable: clean room/apt., linens to taundry room, empty trash, inventory of apartment, check with nurse for return of medication brought into treatment.
SUBSTANCE ABUSE SERVICES DIVISION  NAME:   electech Murphy CASE#: 75910
REQUEST FOR DISCHARGE FORM  UNIT#: 410-0 H P.C.

SASD 048; 12/15/97, DCREQST

## Case 3:10-cv-00163-N SU ANCE ABUSE SERVICES DIVIS 1 Page 162 of 533 PageID 11682

FOAK HAVEN [ ]DEAR RECOVERY [ ]KIRKPATRICK [ ]GROVE-MOORE [ ]WOODBINE [ ]W.I.N. [ ]TYLER

Progress Notes: Individual/Family Sessions

reports Completion of the area Discove Process. He she  ACZ The TP has been reversed  AOB of Anger, abstinence & au  continued work on the 1st of  Relapse Prevention.  Mr. Murphy demonstration  as he provetices healthy area	Detas To Problem nes his understanding to enclude insies varners, as well as Eps 1,2 & 3 and empresent & grown
11-30-98 1.5 TC DOY Met w/ Mr Murphy in 20 reports Completion of the carea Discove Rocers. He she ACZ The TP has been revised and famous abstinence of any Continued work on the 12th Relapse Prevention.  Mr Murphy demonstration on the prevention of the prevention of the prevention.	Delas la Brallen ares his understanding to include issues varners, as well as ins 1, 2 & 3 and improvement & ground
reports Completion of the area Disease Process. He she  ACZ The TP has been reversed  ADD of anger abstinence & au  continued work on the 1st of  Relapse Prevention.  Mr. Murphy demonstration  as he preventions	Detor in Brallen ares his understanding to include issues varners, as well as ins 1, 2 & 3 and improvement & ground
area Disease Process. He sh ACZ The TP has been reversed AOB of Anger, abstinence & au continued work on the 12th Pelapse Prevention.  Mr. Murphy demonstration as he preventions leaded, and	to enclude issues varners, as well as ins 1,2 & 3 and empresent & grown
ACZ The TP has been reversed  ACZ Th	empruement & grown
Continued work on the 1st.  Relapse Prevention.  Mr. Murphy demonstrates  as he prevetices lealing was	improvement & grown
Relopse Prevention.  Mr Murphy demonstrates  as le preveties lealify ava	impresent & grown
Me Muphy demonstrates as le provetices lealily ava	impresent & grown
as le prentices balely and	impresent & growsky
as le prentices balely and	ys of menogeny hei
	the state of the s
ander.	
	3. Il Peny coc
12-10-98 1.0 Ic AO2 Met w/ clientin 3rd 1:1	
wo revenued his TP progra	
and his understanding of	ilestenence and de
nead for tortal abstance	af all mood after
duys. He sloved positions	rught of his power-
lenners.	1 0- 11+
Clet continue to show	growth in his effects
for recovery	Bill Perry cox
	Sill terry cole

Client Name: Jedecleal Marphy Client #: 75910 Unit #: 410-04RC

CASE#: 78910 UNIT#: 410-04RC

SUBSTANCE ABUSE SERVICES DIVISION

REQUEST FOR DISCHARGE FORM

REQUEST FOR DISCHARGE FORM SASD 048; 12/15/97, DCREQST

## Case 3:10-cv-00163-N SUBSTANCE ABUSE SERVICES DIVISION OF 533 PageID 11684 of Sabine Valley Center

### OAK HAVEN RECOVERY CENTER INITIAL COUNSELOR / CLIENT SESSION

Date: 11-25-98 Time: 4:00 Pm Length: .45 hr. Treatment Plan #:
Completed the ASI:yesno Reviewed level 1 treatment plan:yesno Revised level 1 treatment plan:yesno
The following revisions have been developed by the client and counselor:
•
Meets admission criteria for level 2 residential SA treatment
Client is expected to enter residential level 2, 11-29-98, estimated length of stay, 14 d.  Date  Days
The guidelines of the program have been reviewed and client agrees to adhere to these guidelines. Yes
Family Consent for release of information is in place:
concentrate on his emmedate needs, being recovery.
Probation Parole consent for release of information is in place:
Client's affect during this session: Orientated x3. appearance was good, posture-por Nis mood reened anxious w/ligh energy level.
Comments: He reports completion of ils Program Commentation and its
understands his Cheat's Rights/ Grievana procedures & The Louis
Confedentiality. He denies any present shought of comulting
sweide or hormen, henrielf or orkers
Counselor signature
CI Counselor signature
DRAFT Client Name: Jedesleat Marphy  Case Number: 75910

Unit Number: 410 - OHRC

INITPG

			MANDE IL ABEG	INNING THE	lenderson Teisplanse.	Mt Pleasant, Jacksonville
[]OAK HAVEN []DEAR []KIRKPATE						
2000		GINTAKE INF	ORMATION 71- 76//			•
DATE: 11-1999	_TIME: _ <u>Z:40 P</u>		AGE:	73	DOB: 4-1-	-15
NAME. Jedidiah Murphu		SEX:/1_	//			Jun Zandt
DORESS: 727 E North	Commerce	CITY: IV	IS PUIL		000,112	The second second
HONE#1: 003-873-0	0830	PHONE 2:	note of			·
REFERRED BY: Andrews	Curton		patient		when	<del></del>
SVC CLIENT? yes/no past	present	where	213-116	Rurs	77	er mainly
PRESENTING ALCOHOL:/_		lean: /day use	o new long?		Method:	7 1041115
PROBLEM: DRUG:	days 6		d how long?_		Method:	
DRUG:	days c	7	d how long?	030/2/7	- just	Whait
CURRENT CRISIS Affects	of his life	where he			- Jung	07.000
of intensive care	hospi, Atti	ed to comp	of Suicia		<del></del>	<del></del>
1) Family settens	udge to cour	- praer T	eat mont		<del>, :</del>	
SERVICES REQUESTED: //h	Ortien	<u>,</u>	<del></del>		<del> </del>	
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Promant Due:	Prenatal care:	CI	nildren		_Ages:/	6 MO
Pregnant:Due:						~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~
PRIOR CD TREATMENT:				· · · · · ·		
PRIOR CO INEXIMEIA					· · · · · · · · · · · · · · · · · · ·	
MEDICAL PROBLEMS: 110					·	<u> </u>
ALLERGIES: NO					Dr	
					:-	·
OR MH TREATMENT					)r	·
Shoo Vivice / bull + ho-1	DEngene Votice	ry much	Appetite:	Meries	Sometin	as good / 40 / 50
Sleep. Verica / But + for	The s	/				
Thoughts of harming self/others			Where:			·
LEGAL ISSUES: Charges pending for ASSUE	IF in 1994		Where:	Wills Pa	int	
. 1000	11 11 1971		Where:			
Parole: for						
Client informed of Assessment for	~ (\$47 50/\$75) hase	a on sliding	; \$150	). admission	deposit to Ol	HRC
Client informed of Assessment for Must bring insurance/Medicaid in	formation: identificati	or (DL/SS); che	ckstub, AFDC	,FS, WIC v	edication to e	stablish primary
Must bring insurance/Medicard in	Yes / No	Medicaid:	Yes	No; (TC	ADA://_	YesNo
Funding Source. Insurance:		, mountain				•
	aKHaven					
REFERRALS MADE TO:	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	00.852-3364	Other			
Circle phone number if given: TX	Kelelisi Nerwork 1-0	,00-002-000-,				3
PRIORITY CODE: 1 Pregnant, IV drug us	in a comment authorizance of	havori 3. IV dana Uni	F. 4 SS SA ) 5 F	erents w/childro	en in foster car	Corner alcohol/drugs
PRIORITY CODE: 1 Pregnant, IV drug us	8, 7 Mediani, seremon a	pose, o it and of		•	2	<del>.</del> .
MEETS SASD ELIGIBILITY CR	TEDIA VEC Accos	sment Scheduk	ed: Date:	Time:_	With	•
WEETS SASD ELIGIBILITY CR	NO Reaso	Ma.				
R.	A NO Reaso	){	Date: //-	10-98	Phone/IC	
Information Obtained by:	y Dolle					
COMMENT/RECOMMENDATIO	NS:					<del>.</del>
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			$\overline{}$			
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			· · · · · · · · · · · · · · · · · · ·	V. L	LOW	Date: 11-19-98
	Counselo	r Signature:	mo 10	juin		Date:
	-	_ 77	<del></del>	+1	1. 1	
~ 4	A	$\cdot$ $\cdot$ $\cdot$ $\cdot$ $\cdot$ $\cdot$	CLIENT		urphu	
	run XIA	mon !	CASE#:	75910	アーマフ	
	C.,	7	UNIT#:	Linhi	180,	
CODERNACIONTARE	12/07		UNITH.	TWIN		

## Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 166 of 533 PageID 11686

### SERVICE TRANSACTION/PROGRESS NOTE

NAME: Jedidiah Murphy	CASE #:
GAF:LOCATION:	DATE: 11/19/98

Trans Status	Server ID	Service Code	Start Time	Stop Time	Place of Service	Recipient	Telephone	Group Bize	Biut	Consume:
	ПIO		1130 A	1250			Y		Y/N	
	·		A P	A P			Y		Y/N	
			A P	A P		•	Y		Yn	
			A P	A P.			Y		Y/N	

PROGRESS ON OBJECTIVE: d. Sylo male walked into facility
in crisis. He tried to O.D. last night
on unison after his wife last
him. Itis wife reported ly last due
him. It is wife reportedly left are to his alcohal binges. Client has GENERAL COMMENTS: long history of alcohol dependence,
GENERAL COMMENTS: 10ng history of alcahal dependence
THE GOLD OF WELL OF WELL OF THE STATE OF THE
the idea of drinking alcohol. Tried to
quit on his own - no benefit. When
the starts arinking he can not stop.
He meets DSMIV chiteria for aloonal Depond
for the following reasons: substance taken in
larger amounts than intended, persistant desire
Linguage of attended of the second
of time spent in activities necessary to get
alsolid I dell' I dell' Ille necessary to get
alcohol, important social & occupational activities
Decaile at alcohol USP and Finally, alrohalic
used despite realizing he was a problem and
alcohol is a major factor. Client is willing to
used despite realizing he was a problem and alcohol is a major factor. Client is willing to accept help at this time: Itis family supports
Staff Signature/Title:

him getting help. Mallon LUBW-ASP

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 167 of 533 PageID 11687

A4AA444AA		2222
	FAX COVER SHEET	
	903-567-2042	
	DATE: 11/19/98	
	FROM: Summer allan imswarp	000000000000000000000000000000000000000
	# OF PAGES (including cover sheet):	
	MESSAGE: Here is substance abuse screening. Please call if you	
	need any additional infoto	**************************************
	process no regions	
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		322350020000000000000000000000000000000
	ANDREWS CENTER*575 WEST HWY 243*CANTON*TX*75103 903-567-4197*800-256-5861	
11 MA 10 MA 11 MA 14 MA	\eddah m	uply

Jedidiah Murphy

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 168 of 533 PageID 11688

SUBSTANCE ABUSE SERVICES DIVISION of Sabine Valley Center [ OHRC [ ] DEAR [ ] KFC [ ] WIN [ ] GMC [ ] WTC [ ] BT DISCHARGE / CONTINUING CARE TREATMENT PLAN ..... UNDERSTAND THAT CONTINUING CARE ACTIVITIES ARE AN IMPORTANT ASPECT OF MY RECOVERY PROCESS AND THAT THEY ARE DESIGNED TO SUPPORT AND INCREASE THE GAINS THAT I HAVE MADE IN MY TREATMENT PROCESS. LISTED BELOW ARE THE GOALS FOR WHICH I WILL CONTINUE TO STRIVE. 1. To continue treatment at A. A. ALCOHOLICS ANN Program.
2. To attend AA/NA meetings no less than 5 times weekly at TEREL
3. To encourage my family/friends WIFE, MOTHER to attend weekly Al-Anon meetings to choose a temporary/permanent AA/NA sponsor, WA before discharge 5. \_\_\_\_\_ To continue working on the following original Treatment Plan issues that were not resolved: Individual goals to sustain recovery: Abstinence COUNSELOR'S COMMENTS: REFERRALS: RECOMMENDATIONS: フルム counseler at a time when this counseler was no ACKNOWLEDGE that I have participated in the DISCHARGE PLANNING process and have received a popy of the DISCHARGE/CONTINUING CARE TREATMENT PLAN. Having read the above outlined plan hereby agree to comply with the goals set forth. HEALDLAN Murphy

UBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

NAME: Jedident Murphy CASE#: 75910 Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 169 of 533 PageID 11689

### SUBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

OAK HAVEN [ ] DEAR [ ] KIRKPATRICK	[ ] W.I.N. [ ] W.T.C. [ ] G.M.C. [ ] B.T.C.
	STAFFING SUMMARY
NAME: Jerledenh Murphy	INITIAL STAFFING
PROBLEM CATEGORY:ALCDRUGPOI	Y SUPPLEMENTAL STAFFING 12-15-98
DIAGNOSTIC PROFILE: CODE	TREATMENT PLANNING INFORMATION
Axis I:	TP Problem Number Modality Number TGT Comp Date
Axis II:	
Axis III:	
Axis IV:	
Axis V:	
CLIENT'S ASSETS/STRENGTHS:	
OLILITI O'NOOL TO'OTTLETTO'TTO.	STAFF PRESENT:
	A Parter
	Three Flanguns (I
	The Boxee LCDC
WEAKNESSES/NEEDS:	
	Bill Perry LCX
PRECAUTIONS OR SPECIAL CONSIDERATIONS:	SIGNATURE OF PRIMARY COUNSELOR
	Client was admitted to Level 1 (2) 3 4 of treatment at OHRC with 23 days of sobriety  on this date: 12-13-98 ELOS:
RECOMMENDED RESOURCES/PLACEMENTS:	Family Participation: (ES)NO YZ (m) (W)
STAFF COMMENTS/FEEDBACK: Cleant is rucces.  Treatment fellowing complete	efully discharged from OHEC, cares of all program requirements

DIAGNOSTIC STAFFING SUMMARY STAFFNOT.0031; 6/91; r.7/97; 1/98

CLIENT: Jedelial Murky
CASE: 75910
UNITH: 410-0142C

### OAK HAVEN RECOVERY CENTER Sabine Valley Center/ Substance Abuse Services Division

CLIENT NAME:		Jedidiah Murp	hy	فعدان وأحمه	d d
TODAY'S DATE	E: 1	11/30/98			
PRIMARY DIAG	ENOSIS: 1	Alcohol Dep.	303.90		
CHEMICALS. DEVELOPED TO	GOAL OF TREATM THE FOLLOWING ACCOMPLISH THE TH GOALS, OBJECT	INDIVIDUALIZ HIS GOAL. PR	ED TREATMENT I OBLEMS ARE LIS	PLAN HAS BEEN STED IN ORDEN	N ' R OF
**************************************	ABSTINENCE F	ROM MOOD ALTE	TI RING CHEMICALS	ARGET DATE:	** **
METHOD 3:	List at least sobriety and without using	discuss with	gs that jeopa group - coping	rdize your g w/feelings	Como Bt
METHOD 4:	Define powerle powerlessness	essness, then you have exp	list five exe erienced. Sha	amples of are w/group.	
METHOD 5:	Read Chapter ! ten ways to we to your prima:	ork on person	al abstinence	OK and list . Turn in	
METHOD 6:	Make a list or yourself about	f areas that t and share w	you regularly ith group.	deceive	
METHOD 7:	Read in BIG Bo a personal pla your plan with	an for remain	ing abstinent	and write . Share	
METHOD 8:	Read "He Had 'explain to gredisease.	To Be Shown", oup why alcoh	page 193 in lolism is an i	BIG BOOK and nsidious	
METHOD 11:	List ten (10) continue to d	realistic co rink/drug. Be	nsequences if honest. Shar	you e with group	•
METHOD 13:	Complete STEP	ONE Guide.	Discuss with	counselor.	
*****	*****	******	*****	*****	****
PROBLEM A06 GOAL:	:ANGER ABILITY TO CO ANGER APPROPR			ARGET DATE: EXPRESS	12/11/98
OBJECTIVE:	IDENTIFY AND WITH IT IN EF	DISCUSS UNDER			
METHOD 3:	Share with gr deal with ang	oup why it is er and resent	ment.		Cemp A
	 BUSE TREATMENT Page 1)	PLAN	NAME: JCdu CASE NO: 75 UNIT CODE: 4	diah Murj 40 10-OHRC	Thy

# OAK HAVEN RECOVERY CENTER Sabine Valley Center/ Substance Abuse Services Division

METHOD 4:	Meet with primary counselor to discuss anger and how to cope with it.
METHOD 7:	Write a list of angers and resentments and discuss how drinking/drugging is related to these. Share with group.
METHOD 10:	List the times or situations in which you have felt the most angry, also explaining why they made you feel so angry. Share the list with the group and get feedback from them.
METHOD 12:	Tell what you get, "THE PAYOFF", for anger usage.
METHOD 15:	Share in group three ways you have used anger as a form of intimidation and control.
C. REQUIREM TO CONTI	MENTS IN TREATMENT BEFORE BECOMING ELIGIBLE FOR TRANSFER INUING CARE:
3. Comp 4. Comp 5. Beginal admination and admination and admination and admination and aroups is a developing and and aroups language aroups languag	chave an AA/NA sponsor. Comp. 12-11-78 BP cletion of Step 1. Coletion of Step 2. Coletion of Step 3.  In Relapse Prevention Checklist two weeks after ssion to Oak Haven.  Of Oak Haven, and as a part of my written treatment plan, I all AA and/or NA group meetings. Participation in such part of this treatment plan. I have participated in my plan of treatment. It has been explained to me in my uage in simple, non-technical terms. Possible adverse he plan and of rejecting the plan have been explained to me. articipate in and cooperate with the plan. I understand ithdraw this AGREEMENT at anytime.  MANAGEMENT at anytime.  DATE: 12-2-98
DATE OF STAF	
REVIEWED:	REVISED Y* N
Initial Initial Initial	: Bt Date: 11-30-98 [][4]
* See Treatm	ent Plan Revision
	NAME: Halah Mumahi

SUBSTANCE ABUSE TREATMENT PLAN (Page 2)

NAME: Jacah Murphy CASE NO: 75910 UNIT CODE: 4100HRC Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 172 of 533 PageID 11692

### SUBSTANCE ABUSE SERVICES DIVISION

of Sabine Valley Center

OAK HAVEN [ ] DEAR [ ] KIRKPATRICK	[ ] W.I.N. [ ] W.T.C. [ ] G.M.C. [ ] B.T.C.
NAME: Jededich Murphy	STAFFING SUMMARY Initial staffing
PROBLEM CATEGORY:ALCDRUGPOL	Y SUPPLEMENTAL STAFFING 12-1-98
DIAGNOSTIC PROFILE: CODE	TREATMENT PLANNING INFORMATION
Axis I: alcahal Dep 303.90	To DAY 11-29-98  TP Problem Number Modality Number TGT Comp Date  A02  3, 4, 5, 6, 7, 12-4
Axis II: No. Deagness v71.98	A06 8, 11, 13 3, 4, 7, 10,12, 12-11
Axis III: 1000	
Axis IV: A, B, I	
Axis V:	
CLIENT'S ASSETS/STRENGTHS:	abstinence, ange
Intellect, Williams	STAFF PRESENT: 2 and Stah on
	Birde linegins I
WEAKNESSES/NEEDS:	
anger, Longulseine/Compulsing	
Deeds Education & Counseling for	
development of healthy life shells	Bill Perm LCOC
PRECAUTIONS OR SPECIAL CONSIDERATIONS:	SIGNATURE OF PRIMARY COUNSELOR
States has been diagnosised as	Client was admitted to Level 1 2 3 4 of treatment at
Byrilar & remethering else related to	Reported  OHRC with 7 days of sobriety
les anges.	on this date: 11-29-98 ELOS: 14 d.
RECOMMENDED RESOURCES/PLACEMENTS: (Inger	Family Participation: (YES/NO Phone, wife
Met Group BTC-Tyler	
STAFF COMMENTS/FEEDBACK:	

DIAGNOSTIC STAFFING SUMMARY STAFFNOT.#031; 6/91; 17/97; 1/98

CLIENT: Jedeclich Marghes CASE: 75910 UNITH: 410-0420

### Oak Haven Recovery Center SUBSTANCE ABUSE SERVICES DIVISION'S **PSYCHOSOCIAL HISTORY SUMMARY**

NAME: Jedediah Murphy

ETHNICITY: White

AGE: 23

DOB:9/1/75

**GENDER: Male** 

DO Admit: 11/23/98

DO Interview: 11/30/98 EDUCATION: 12 years

### CIRCUMSTANCES LEADING TO TREATMENT/MOTIVATION:

Mr. Murphy inferes that he seeks treatment at this time because of negative consequences of his alcohohol use including an attempted suicide.

### DRUG OF CHOICE, ALCOHOL, DAYS CLEAN/DRUG USE, PAST/PRESENT;

Mr. Murphy states his drug of choice is alcohol, of which he shares drinking daily for the last eight years. He denies the use of any other drug except tobacco of which he has smoked also for the last eight years including at the present time.

### PRIOR CHEMICAL DEPENDENCY/PSYCHIATRIC TREATMENT:

Client admits to one previous evaluation for alcohol dependence. However he denies any previous alcohol and drug treatment participation. He reports working on his depression at the Andrews Center in Tyler, in four sessions within the last twelve months.

### **CURRENT HEALTH STATUS/MEDICATIONS/SIGNIFICANT MEDICAL HISTORY:**

physical: Client shares that health wise he is in "good " condition. He further states a history of hospitalizations due to accidents and various illnesses.

mental: Client reports having been diagnosed as bipolar and is taking Tegretol and Zoloft for anger.

### **RELATIONSHIP WITH FAMILY & SIGNIFICANT OTHERS:**

Client implies that currently his relationship with his family and significant other is strained as a result of his alcohol use. When not drinking he says relationships are good.

### **CURRENT LIVING SITUATION/SOCIAL HISTORY:**

Mr. Murphy shares that at time of admission he was living with his significant other and their daughter. At discharge from this program, he says he will return to this living situation which he acknowledges as being a good environment.

### **EDUCATION/VOCATIONAL TRAINING/MILITARY:**

Client has graduated from high school and reports completion of one year of college. He plans on completing his education. He does report completion of the N.E.C. School of Welding. He denies any military history.

### **CURRENT EMPLOYMENT SITUATION/SOCIAL HISTORY:**

He says he is currently employed full-time (40 hours per week) as a welder and has held this job for the last four years.

### **LEGAL ISSUES - PRESENT/PAST:**

He reports a legal history of two previous convictions of assault with a deadly weapon. He is now serving six years probation for these offenses.

SASD PSYCHOSOCIAL HISTORY SUMMARY SASD#030;Psy 12/97;r:8/12/98

NAME: Jedediah Murphy

CASE#: 75910 UNIT#:410-OHRC

#### **DIAGNOSTIC IMPRESSION:**

### **CLIENT'S EMOTIONAL STATE & BEHAVIORALFUNCTIONING:**

Mr. Murphy was oriented times three. He denied any present thoughts of suicide. He says the recent attempt was attention seeking behavior as he was asking for help with his drinking problem and took more pills than he had intended. He says he has no intent and that he does not need to complete a No Harm Contract. Client was cooperative, anxious and demonstrated a high energy level. Appearance was good, poised posture with glancing eye contact.

### **CLIENT'S PERCEPTION OF ISSUES**

**NEEDS:** Companionship.

STRENGTHS: Hard headed.

WEAKNESSES: Alcohol.

PROBLEMS: Alcoholism.

### COUNSELOR'S PERCEPTION OF CLIENT'S ISSUES

NEEDS: Counseling for life-skill development and education.

STRENGTHS: Intellect and willingness.

WEAKNESSES: Anger, impulsive/compulsive.

PROBLEMS: Inability to manage his life without alcohol.

### TPM's TO ADDRESS IDENTIFIED ISSUES:

Assessment, psychosocial history, treatment/discharge planning, group/individual/family counseling, alcohol and drug/HIV/STD/TB/Nicotine education, twelve step recovery process and relapse prevention.

### **RECOMMENDATIONS:**

Short term goals: Acceptance of chemical dependency. Identify underlying issues of anger and learn effective ways of managing it.

Long term goals: Remain abstinent from the use of all mood altering chemicals, develop the ability to cope with angry feelings and express anger appropriately.

### REFERRALS:

Intensive out-patient program followed by a supportive out-patient and aftercare program.

In accordance with the criteria set forth in the DSM IV, client presents symptoms of Alcohol Dependence 303.90. Completion of this ASI assessment/ scoring, and with regard to the ASAM, client meets the eligibility criteria for services at Sabine Valley Center's Oak Haven Recovery Center. Client is scheduled to enter level two of care on, 11/29/98, with an estimated length of stay of fourteen days.

:Bill Perry, LCDC Bull

Date: 11/30/98

I.J. Lamothe, M.D. unit physician

Date:

	MEDICAL STATUS (PHYSICAL)
#32)	Number of hospital/emergency room visits during <u>last 12 months?</u>
18.	How many times in your life have you been hospitalized for medical problems? 15
	(excluding substance abuse Tx. and detox.) Please specify: WECKS +/LLAFSS
19.	How long ago was your last hospitalization for a physical problem?years/_menthsd  For? LAST WEEK FOR OVERDOSE
	FOR? LAST WEEL POR OVER Which continue to interfere with your life?
20.	Do you have any chronic medical problems which continue to interfere with your life?
24	Specify:
21.	What is it? Dosage?
	What is it for? / How long
22.	Do you receive a pension for a physical disability? (Y N) \$ 1
23.	How many days have you experienced non-alcohol related medical problems in the past 30
20.	days? () (0-30) Specify:
(#43)	Alcohol related medical problems (cirrhosis, hangovers, vomiting, lack of sleep, etc) in past 30
(1140)	1 0 10 20) Specific
	Nicotine related medical problems (asthma, heart disease, high blood pressure)
(#36)	Health Insurance Type:
	LIENT TO USE SCALE TO RATE NEXT 2 QUESTIONS: O-NOT at ALL; 1-SLIGHTLY 2-MODERATELY 3 -CONSIDERABLY 4- EXTREMELY
	· · · · · · · · · · · · · · · · · · ·
24. H	ow troubled/bothered have you been by medical problems in the past 30 days?(0-4)
25. H	ow important to you now is treatment for these medical problems? (0-4)
INTE	RVIEWER ONLY: 0 1 2 4 5 6 7 8 9; MISR: Y of N IN. UND: Y or N
	rent Health Status: Meds: For:
Sign	ificant Medical History:
~~~	
	EMPLOYMENT STATUS
26. I	Education completed (GED - 12 years)? / 3— yearsmonths  Jigh School attended? FIBELUCO College attended? NAVARO
	Tight School attended: RFGFGCCT
S	Subjects of major interest: PHYSICS
Prob	olems/special concerns during school years(i.e. discipline, truancy, learning disabilities, illness, did you dropout, why?)
	DROPOUT BECAUSE OF DIVORCE (Parents)
	Training/ technical education completed?
	Name of school NEC , When: 1996
	Do you have a profession, trade, or skill? (Y/N) Y What? WELDER
	Do wish to pursue/further your education? YES
29.	Do you have a valid driver's license? (Y/N) If not, why? Other
30.	Do you have all automobile available for your page. (1717)
31.	How long was your longest full-time job?
	Job title WELDER Name of Company BEARD MECH
32.	Usual or last occupation? WECDER
	Name: Jectellah Murphy
	Case #: 0 75910

Unit: 410-0HRC

Page 2

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 176 of 533 Copyright by Acquirate Asset WHO? 33(#24)Does someone contribute to your support in any way? (Y/N) How much? Why? What was your usual employment pattern over the past 3 years? (1-8)(circle one) 1 - full-time (40 hrs./wk) 2 - part-time (reg. hrs.) 3 - part-time (irreg. daywork 4 - student 5 - Service 8 - controlled environment 7 - Unemployed 6- retired/disability (#21) Currently employed? (#22) If not, why?\_ (#23) Months employed during the last 12 months: 35. How many days were you paid for working in the past 30 days? (0-30)\_(include under the tablework) 36. How much money did you receive from the following sources in the past 30 days? Pension, benefits, Social Security / Mate, family/friends 500 Employment Disability Welfare (AFDC, FoodStamps, WIC) Unemployment compensation Illegal 37.(#25)What was your gross income for last year? \$ 4 40,000 How many people depend on you for the majority of the food, shelter, etc? 38. How many days have you experienced employment/school problems in past 30 days?(0-30)\_ 39. What type of problems? (Ex: poor attendance, missed responsibilities, inability to find work)\_ (#44) Do you have any learning disabilities or literacy problems? Military History: yes no Branch of Service 1/14 Type of Discharge: Date of Discharge: Significant Issues while in military: ASK CLIENT TO USE SCALE TO RATE NEXT 2 QUESTIONS: 0- NOT AT ALL; 1-SLIGHTLY; 2-MODERATELY; 3-CONSIDERABLY; 4-EXTREMELY 40. How troubled/ bothered by these employment problems in the past 30 days?(0-4) 41. How important to you now is counseling for these employment problems? (0-4) IN. und: YORN MISR: YORN INTERVIEWER ONLY: 0 (1 2 ) 4 5 6 7 8 9; COMMENTS FOR EMPLOYMENT AREA: ALCOHOL/DRUG USE What was it? Age you first used alcohol or drugs? 42. Last time you used a mood-altering drug?//-23-98 Days clean\_ What was it? WISKE **ROUTE OF** LIFETIME PAST 30 (Number of days/years) 43. ADMINISTRATION **YEARS** DAYS Alcohol - any use at all Alcohol to intoxication Heroin Methadone Other opiates/analgesics **Barbiturates** heroin sed/hyp/trang Cocaine **Amphetamines** Cannabis Hallucinogens **Inhalants** Nicotine More than one substance per day inc alc? Route of Administration: 1 - Oral 2 - Nasal 3 - Smoking 4 - Non I.V. Injection 5 - I.V. Injection, 44.(#37) Have you ever used a needle to administer any of these drugs? (Y/N) Case #:

410-0HRC

Unit:

Page 3

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 177 of 533 PageID 11697 75910 CASE NUMBER: 11/24 T **TUR** 8 8. 8 12 105 T 104 ·M 103 102 101 100 99 98 R E 97 96 95 PULSE 80 RESPIRATION 106 BL\_OOD 16 RESSURE **TCHT** 3 3 1 2 1:45 . 2 3 . 1 2 3 HIFT BATH V SKIN CARE ORAL HYGIENE DIET - TYPE APPETITE VOIDED B. M. LAMb ACTIVITY (2) S.A.D. RESULTS TINE TEST RESULTS SLEEP BED RAILS

NURSING CLINICAL RECORD

Springer Li

NURSES SIGNATURE

SHIFT 2
SHIFT 3

Case 3:10-cv-00163-N Dogument 42-15 Filed 05/05/10 Page 178 of 533 PageID 11698 CASE NUMBER: **TUR** 8 12 8 12 8 105 T 104 103 102 101 : 100 99 98 R E 97 96 دُ 43 PULSE RESPIRATION 119 10 BL\_OOD PRESSURE a. 3 1 2 2 2 . 1 2 3 HIFT BATH SKIN CARE ORAL HYGIENE Reck DIET - TYPE 21 4.77 APPETITE VOIDED B. M. Amb Capul AMP) amb ACTIVITY S.A.D. RESULTS TINE TEST RESULTS SLEEP BED RAILS NURSES SIGNATURE Marinaulia Albumanha SHIFT 1 Mr Mulsony SHIFT 2 SHIFT 3

### THIS TEST HUST BE READ IN 48 TO 72 HOURS!!!

I wish to take the TB Hantoux to local reaction to the test. This	st and understand doesn't mean I h	I I may have some
Signature		
		•
11/23/48	Results:	Date
Date	48 hours	11126198
Lot !	72 hours	
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Administered by:	many B	nin G

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MONTHLY PRN MEDICATION RECORD

CABINE VALLEY REGIONAL MHMR CENTER

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 P: IJ. LAMOTHE, M.D. P - Pass-No Charge P - Pass-Charge D/C - Discontinued **ALLERGIES** CODE HTMOM IDDINE R - Refused 11 Hour 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 Medications Cyamine 1cc IMQDX5 9 Multi-vitamin cap p.o. SERAX 15mg PO TID X 3 DAYS THEN SERAX 15mg PO BID FOR 1 DAY THEN ' SERAX 15mg O 1 A DAY FOR 1 DAY MgSO<sub>4</sub> 2cc IM on adm. THEN q 8h X 3 days (10 doses) admil mys kuliu 12 175 DILANTIN 300 mg PO stat. and q HS X 5 days STAT Mantoux TB Skin 600 test on admission Read and Record 48-72 hrs. **NURSES INITIAL** NURSES INITIAL **SIGNATURE** 

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MONTHLY PRN MEDICATION RECORD
SARINF VALLEY REGIONAL MHMR CENTER

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		•••••••	NURSES NOTES	
Berlin State of the State of th		·········		
•	MATE	TIME	REMARKS - TREATMENT	STAFF SIGNATAURE
	12/10/28	25	T-97.20 ear oain, Requests to see	Dr.
•				oumannel
		THE	States "That's okay - I don't it	ed to
		010	see the Dy. "	Gourante
	17/13/78	95	Left Jacility & Jamily, States.	he was
_		•	supposed to be discharged toda	y anywer
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NURSES NOTES
SABINE VALLEY CENTER

NAME: MUPPLY JUM

CASE NO: 75918

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## [X] DAK HAVEN RECOVERY CENTER [ ] BEAR RECOVERY RECOVERY CENTER

### NURSES NOTES

MTE	TIME	REMARKS - TREATMENT	STAFF SIGNATAURE
11/28/18	1015	Participating in proup -1	Wouward
	1215		Yourande
	230	Attending Family Education Group	Mbureau
	230	No Es of Wio choted	fourtable
1/28/9/	1 Am		r-R. Who
	5 BN	Dimed seriel at a good	appetite
	A	100%	white
•	8 fsv	Participating in Siring Meeting	1 White.
	10 pm	Sound Of the state	John
(199/1	1 1 pm	No s/so Wichdianose motel - &	White
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14	1 fr	BA 131/8/ -1-82 - Med	et Jour
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12/8/9	100	n Requests Gover Go to outside	(c,)
1	/ ,	mitting - decliked as not	midical
		Millissitu. Sezurice assistan	iti —
		Durent churing Commer Sation	1. Kholon
148/9,	750 m	Of sewe diarher med of	apertata
/ "		Boce Ax	Kultel
	860	Follow up a Kee Ka sportete	1 whoten
131998	Gan	Tyl EStabsit for Ear ache - 1/1	Sou merces
		. (	J

NURSES NOTES
SABINE VALLEY CENTER
CACA-ACA C/91

NAME: Murphy Jedida
CASE NO: 15710

# [X] DAK HAVEN RECOVERY CENTER [ ] BEAR RECOVERY RECOVERY CENTER

## NURSES NOTES

MTE	TIME	REMARKS - TREATMENT	STAFF SIGNATAURE
"Intic	ر دی زر	Cenchand for the class V/ signs taken -	y Rominet
. •	7.05	Di dizion la bucklait. Contitiami	· Alleria
11/27/18	8A-	repatterdel meditation -6	Jen P
	92-	NNS for the Clober Worms	Blank
	72°	attended graf - Poon -	5 Page
	1235	Ato lunch : Sienting of foor_	Sking
	200	Varticified (in activities -	6 king
	330	Dured fin fiel of better	( Pung
/21/98	5	at 90% dise in DR - 12	repealer &
		Mile acting c places - file	as Deules I
	9-	Snacks eaten & meeting - h.	aspenter &
	10-	agitated. Clobeing hewen & le	ling
	1130	Juny, Vistail 50 mg po gives A. C	apender t
11/23	/ l	Mercans and apprious has M.	Carpenter
- 47.4	مر <u>ارا</u> عود	Mixteny que lly to let	, co. Chemina
	435	Och Com	- Deniet
	104	Calcen	10 Frankrus
	(E	1 in Mary Jos Mary June & Coro- weather	Je dlacone
	-139	for loffic Dalking Execusion Justice	16 afference
Moh	gam	missis justiliand organil	O- 1
100HR	4-	a nuses station for meds (	alm
	1	and cooperative 3 any 40 -	1 Je Jourens

NURSES NOTES
SABINE VALLEY CENTER
CAGB-ACA C/91

NAME: THE CASE HO. 1100

# SUBSTANCE ABUSE SERVICES DIVISION

DATE	en!	REMARKS - TREATHENT	STAFF SIGNATAURE
1/25/48		Cost attended AA Meeting portice	potal -
,	1 / Ru	My Sox Try Jee guin Im & order	-hatton
	1100	No 5/5 & Withdrawal noted -	
11/34/60	1.234	Richary quietty in bet	
	230	Asley -	A Pienine?
	43%	leslein -	- 1 Denie
	(30°C	Chevaken - 1 for the day, Viscimulahing I.M. no.	e(R) guted
-		To daron from headland to the good -	i. Rineria
	724	m. sisquitt diarial organism	-v. acmonfi
126/98	8-	meditation attended - 1.	Carpenter &
	9 =	Participated in group = 1/2 Calm Triendly & n/c / 1/2	Carpenter
	0-30	Calm Trundly Z 7/C - 1	, Carpente
	-30	are 1100 to lunch - 1/	Conferte
ik i	2	No 20 withdrawal -	1. Caipentes
Slepty	John John	Engin recrution - Shin was	and ext
		Orycolar Wyc - Diented 13	ye -
	Ope	Ate denous à 1001 opposité -	Markot
•	Sper 130	Cettestine aun grouf Muting-	K. Calate De.
	1 Jan	NOSSS W/D Flows - Bis	white
11/24/6	1235	Riction quiette le	V. Qinas
	13%	Coloep	- O. Renews
	4 35	Certify	-i amain

NURSES NOTES CARINE VALLEY CENTER

### SURSTANCE ABUSE SERVICES BIVISION

### [1] OAK HAVEN RECOVERY CENTER [ ] DEAR RECOVERY RECOVERY CENTER

### NURSES NOTES

DATE	TINE	REMARKS - TREATMENT	STAFF SIGNATAURE
1/24/9	3430	Attentive of Lucles soup. M/Tho.	Bon NC)
	600	On- nation been Nocho M. Sh	s/sm WW
	9.15	attentine in Meeting atting Palu	ile li Shilo
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	1115	In NOTM on Shall	son JVN
以水	123	A setmonia in best - West - 1/U- 1	West The
		The state of the s	Wish K
		How have the second of the second	. Chart
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	:700	In med in MI UNICE has as which	Winds
		The action of the black hash - 1/3	
1/ /	gam	It is benitted the in 12	M. I
D5/98	· garr	(a) nurses station for meds. (a	alm and
		talkative 5 any Go! States he	feels
	(115	Ditty God - 1	Joanan Lu
	1745	attending mens merapy of	1801G) -/UJO
	200	the well to lunch	Mounaul
	2€D	Participating un communite	()/
1/ . ,	200	100 Sts of Wo noted - M	Jourline
125/90	2 pm	Dune should ate a look app	the foot
	Tem	Socializá c fun 1/1	Reliebet

NURSES NOTES

NAME: MULLIMY TO MINIMULE

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 188 of 533 PageID 11708 ' SABINE VALLEY CENTER

SUBSTANCE ABUSE SERVICES DIVISION

[X] DAK HAVEN RECOVERY CENTER	[ ]	DEAR	RECOVERY	RECOVERY	CENTER
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### NURSES NOTES

DATE	TIME	REMARKS - TREATMENT	STAFF SIGNATAURE
1/244	3739	andick Triers but not Muticina	tire-
17		M. D.	holsonnin
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11/34/8	120	In hel withing dieter - Dhi -	Mark L
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1/24/98	gam	a nurses station for medo.	Calm
		and cooperative 5 any 40 -	- Myoungi
	1115	Participating in man's Hespy	noup-1
	125	ate well a lunch - My	Rynau Lei
	230	Seen by Dr. Kamothe for 7	12PMo
•	(	new orders - ONV	human
	330	Good days any 5/5 of Whi	noted
			Soumout
<u> </u>	البيسين		()

NAME: Mushy Je

NURSES NOTES

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 189 of 533 PageID 11709 SABINE VALLEY CENTER

DATE	TIME	REMARKS - TREATMENT	STAFF SIGNATAURE
1/23/18	136r	~ Admitted to Other for alcohol wir	Indiaul
.,	. /	23-iso white male. Shin Cool 30	Luto buch
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		@ Histimo Denies any ab	nonmul
		physical problems Operated x	3 denes
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		Expresses angua protectice	e lustocu
		"Siller. States" they didn't me	ed todo
	:	it!" Reports succede attempt	11-17-98
	· ·	which led to hospitilization. D	9N125
		suicidal releation of plant	
		Ume; No haim Contract Levils	
	•	hen copy to elent, Verhaling	Dast
۵		history of violent behaviore a	0 k 00 07. 18 x
		Servo for seliet somo oscinen.	Ada L'
		- United College International College	Allena Carrell
•	(	protocol for accepted detroy follow	A I I A
	CCU	Daniel Comment	MULSON IVA
	7:5	UMINU Serax 15 mg T Gun PO	<u> </u>
	5-15	upp gan O Styper - 1	VI. TAMOISMU

NURSES NOTES

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**********
NO HARM CONTRACT
and the second of the second o
ere en la companya de la companya d
(1) I, DEDIDIAH MINCHY, agree not to cause any harm to myself, or anyone else, during the period from 11 123158 to DISCHARGE
(2) I will try to get enough sleep and to eat well.
(3) I agree to get rid of things I could use to harm myself or someone else - guns, pills, razor blades, and knives.
(4) I agree that if I feel like I might harm myself or someone else I will talk to my counselor, OR NURSING STAFFE immediately, or call the Crisis Hotline at 1-800-832-1009.
(5) I agree that these conditions are part of my counseling contract with Sabine Valley Center/
(6) I have read and/or had this contract explained to me.
Manghy 11-23-98  Date
Mitness Molson, NN 11-23-98  Date
Client received copyYesNo
$m \Lambda \nearrow$

NO HARM CONTRACT SABINE VALLEY CENTER

NAME: MUVPHY Jediciah
CASE NO: 75910
UNIT NO: 410-CHAC

Age 37 BP 127/78  Age 5/11/1 PP 38  TO BE DETOXED FOR (CHENICALS ABUSING/MIE LAST USED)  TO BE DETOXED FOR (CHENICALS ABUSING/MIE LAST USED)  PERSONAL REDICAL HISTORY (INCLUDE SURGERIES AND DITHER HAJOR ILLNESSESS UITH DATE):  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE to TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE to TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE to TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE to TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE to TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  ANY PROBLEMS WITH:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  COMPRINCABLE DISEASE HISTORY:  EXPOSURE TO TB?  COMPRINCABLE DISEASE HISTORY:  COMPRINCA	
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Page 192 of 533 PageID 11712 Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 NAME I. FACILITY Murphy, Tedidiah 'SICAL STATUS . PS-1-B S. LAST, 6. FIRST. 7. MIDDLE INITIAL S. HR. PM | A | AM DATE OF ACTION + TIME: CLINICAL EVALUATION SKIN HEAD, FACE, SCALP & NECKI LUY EVES: Tuy NOSE: MOUTH, TEETH & THROAT! Luy NECK & THYROIDI WY CHESTI LLY LUNGS: HEARTI VASCULAR SYSTEM: They LYMPHATIC SYSTEM: WY ABDOMEN: Liver eulærged & Sli Tender ANUS & RECTUM GENITALIA - EXTERNAL MUSCULOSKELFTAL -- UPPER EXT.

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## F00-02424-M

THE STATE OF TEXAS	<b>§</b>	IN THE 194 <sup>TH</sup> JUDICIAL
v.	\$ \$ \$	DISTRICT COURT OF
JEDIDIAH ISAAC MURPHY	§ §	DALLAS COUNTY, TEXAS

# NOTICE OF FILING OF BUSINESS RECORDS PURSUANT TO RULE 902 (10)

# TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the State of Texas, by and through its Assistant District Attorney, Gregory S. Davis, and files this its Notice of Filing of Business Records Pursuant to Rule 902 (10), Rules of Criminal Evidence, and respectfully shows unto the Court the following:

I.

The State hereby files self-authenticated business records from the following persons or entities more than fourteen (14) days prior to the commencement of trial:

1. Richard Ingrim, M.D.

Respectfully submitted

GREGORY S. DAVIS
Assistant District Attorney
Dallas County, Texas

Bar No. 05493550

# **CERTIFICATE OF SERVICE**

FHEREBY CERTIFY that a true copy of the foregoing instrument was hand-delivered to opposing counsel on the 9th day of May, 2001.

GREGØRY S. DAVIS

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 197 of 533 PageID 11717

F00-02424-M

THE STATE OF TEXAS

\$ IN THE 194<sup>TH</sup> JUDICIAL

\$ V. \$ DISTRICT COURT OF

\$ \$ JEDIDIAH ISAAC MURPHY \$ DALLAS COUNTY, TEXAS

# **AFFIDAVIT**

STATE OF TEXAS

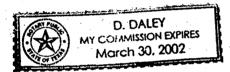
COUNTY OF Dallas

BEFORE ME, the undersigned authority, on this day personally appeared Laure Hill, who being by me duly sworn, deposed as follows:

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 198 of 533 PageID 11718

Laura Vix

SUBSCRIBED AND SWORN TO BEFORE ME this 12 day of 201, to certify which witness my hand and seal of office.



Notary Public in and for County,

My Commission Expires:

D. D.B. 09-01-75

10603 Jim Jolan

AN. 05 1987 Wt: 64 Ht: 555 Temp: 98po

P.E. & Totine

Tolar, Jim

1-5-87

The child has just been placed in the childrens shelter. No evidence of psychological or physical abuse is noted. Physical exam is excellent today. HEENT is unremarkable. Chest is clear. Heart has regular rhythm without murmur. Abdomen is soft with normal bowel sounds and normal gait.

IMPRESSION: Well child exam.

PLAN: No treatment.
Tine Test.

R. Ingrim, M. D.

-8-87 Bline regative

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) XOB: 09-	01-75 1060-5 Jimmy Tolar
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Tolar	r, Jimmy 7-14-86
On exhas n	ent is here for physical exam for scout camp. He is in excellent th, however, he is complaining about pain in his left foot.  Kam HEENT is unremarkable. Chest is clear to auscultation. Heart regular rhythm without murmur. Abdomen is soft with normal bowel the left foot is tender in the mid instep. The patient has flat feet.
IMPRE	ESSION: 1. Flat feet. 2. Otherwise, healthy child exam.
PLAN:	2. No other restrictions.
	R. Ingrim, M. D.
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PROGRESS NOTES

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STATE'S EXHIBIT

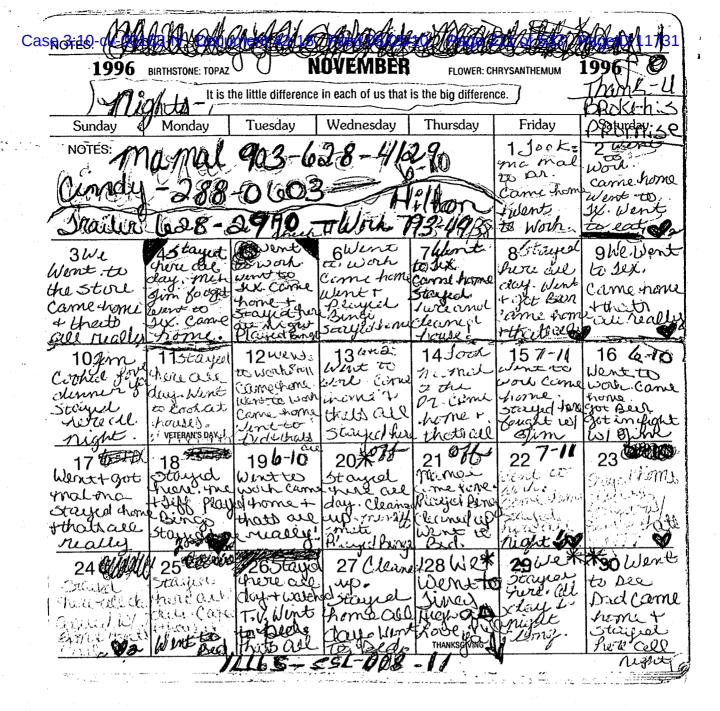
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1997 BIRTHSTONE: GARNET JANUARY FLOW

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Case No 163-N Document 42-15 Filed 05/05/10 Page 215 of 533 PageID 11735

1997 BIRTHSTONE: AQUAMARINE OR BLOOOSTONE

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Case 3.1	ONOTE30163-N		(CE 278)	103/100/J	COV/19/1	Page	ID 11738
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10-cv-00163-N Document 42-15 Filed 05/05/10 Page 222 of 533 PageID 1174 1997 BIRTHSTONE: TOPAZ **NOVEMBER** FLOWER: CHRYSANT He who ceases to learn cannot adequately teach. Sunday Monday : Tuesday Wednesday Thursday Friday . Saturday 100.00 1 Dent Rint tiwork ome chom strats all 2 Went 3/Vert 4 Went lilant towark to work to work Some forme Came Chom + Hato thats are of theat? all Malle 76 # Jook toms grays like Went to Bob to came out ourt. We Starled her que Staylolto Elimst Larine MARTIN LUTHER KING DAY Stayd here meght. tarted 215 tax 50 We wan 23 Went Sim to hora all day thats Jim went Went to then to padd Went how autched that all 1/2:00 Chi 1-800-585-7928 Bull Sy

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Case 3:	10-cv-00163-N Document 42-15 Filed 05/05/10 Page 224 of 533 Pagg பூ 12744
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## MMPI-2\*

The Minnesota Report:\*

Adult Clinical System--Revised

Interpretive Report

James N. Butcher, PhD

ID Number 456712610

Jedidiah Murphy

Male

Age 25

Divorced

13 Years of Education

**Correctional Setting** 

2/28/2001

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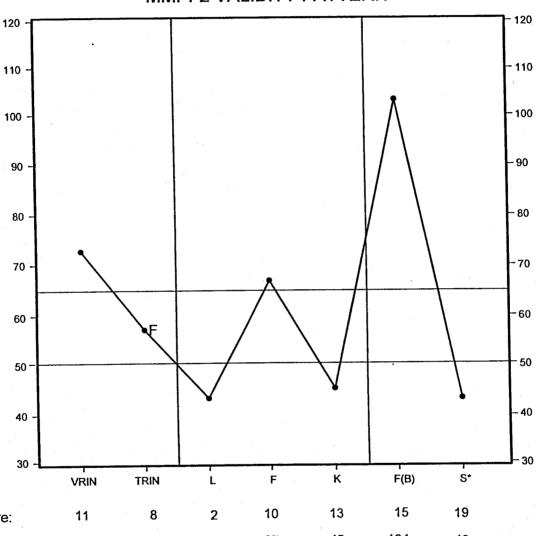
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\*"Minnesota Multiphasic Personality Inventory-2," "MMPI-2," and "The Minnesota Report" are trademarks of the University of Minnesota.

[5.5/1.0/1.0]







Raw Score: 45 104 43 67 73 57 43 T Score: 100 100 100 100 100 100 100 Response %:

2

Cannot Say (Raw): 0 Percent True: 50

Percent False:

F(p) (Raw)\*:

F(p) (T-score)\*: 56

50

#### PROFILE VALIDITY

His MMPI-2 clinical profile is probably valid. The client's responses to the MMPI-2 validity items suggest that he cooperated with the evaluation enough to provide useful interpretive information. The resulting clinical profile is an adequate indication of his present personality functioning.

This client's responses to the items that appear near the end of the MMPI-2 were exaggerated in comparison to his responses to items that appear in the beginning of the test. There is a possibility that he responded to the last section of items either carelessly, randomly, or deceitfully, thereby invalidating that portion of the test. Although the standard clinical and validity scales are scored from items in the first two-thirds of the test, caution should be used in interpreting the MMPI-2 Content Scales and supplementary scales, which include items found throughout the entire item pool.

#### SYMPTOMATIC PATTERNS

This report was developed using the Hy and Pd scales as the prototype. His profile reflects a somewhat mixed pattern of symptoms. The inmate's MMPI-2 clinical profile suggests that he has many psychological problems at this time. He appears to be immature, aggressive, moody, and rebellious, and he has serious problems controlling his impulses and temper. He may be assaultive, and his acting-out behavior has probably caused him serious interpersonal problems. He may attempt to deny problems and blame others. He has a low tolerance for frustration, and he loses control easily.

## PROFILE FREQUENCY

It is usually valuable in MMPI-2 clinical profile interpretation to consider the relative frequency of a given profile pattern in various settings. The client's MMPI-2 high-point clinical scale score (Hy) is found in 12.1% of the MMPI-2 normative sample of men. However, only 3.8% of the normative men have Hy as the peak score at or above a T score of 65, and only 2.3% have well-defined Hy spikes. This elevated MMPI-2 profile (3-4/4-3) is very rare in samples of normals, occurring in less than 1% of the MMPI-2 normative sample of men.

The relative frequency of his profile in various correctional settings is informative. Megargee (1993) reported that this MMPI-2 high-point clinical scale score (Hy) occurred in 5.7% of men in a state prison and 11.3% of men in a federal prison. However, only 3.3% of the state prisoners and 7.5% of the federal prisoners had the Hy scale spike at or over a T score of 65.

#### PROFILE STABILITY

The relative scale elevation of his highest clinical scale scores suggests some lack of clarity in profile definition. Although his most elevated clinical scales are likely to be present in his profile pattern if he is

retested at a later date, there could be some shifting of the most prominent scale elevations in the profile code. The difference between the profile type used to develop the present report and the next highest scale in the profile code was 3 points. So, for example, if the client is tested at a later date, his profile might involve more behavioral elements related to elevations on Sc. If so, then on retesting, emotional alienation, unusual thinking, bizarre perceptions of others, and a stronger tendency to engage in extreme fantasy might become more prominent.

## INTERPERSONAL RELATIONS

Although his relationships tend to be quite superficial, he appears to make acquaintances easily. He lacks genuine interpersonal warmth and manipulates people for his own gains, possibly through intimidation. His acting-out behavior is likely to put great strain on his relationships. When he feels frustrated, he may be physically abusive or threatening toward women he is close to.

#### DIAGNOSTIC CONSIDERATIONS

Individuals with this profile are likely to receive a diagnosis of Personality Disorder.

He appears to have a number of personality characteristics that have been associated with substance abuse or substance use problems. His scores on the addiction proneness indicators suggest that there is a possibility of his developing an addictive disorder. Further evaluation for the likelihood of a substance use or abuse disorder is indicated. In his responses to the MMPI-2, he has acknowledged some problems with excessive use or abuse of addictive substances.

The Megargee system for classifying criminal offenders (Megargee, 1993) has often been found to be a useful typology for individuals facing incarceration. There is considerable research support for the view that the Megargee types are found in both men and women across a wide range of correctional facilities. The Megargee system allows for the classification of about two-thirds of the offender population. However, successful classification rates and the retest stability of an inmate's type have been found to vary across settings and for men and women.

This client's profile matches that of the Megargee Type H offender, one of the most seriously disturbed inmate types. Individuals in this group tend to have a broad range of psychological disturbances and a long history of maladjustment and poor achievement. Research supports the view that these inmates are more likely than other inmates to be psychotic. Adjustment to prison appears to be difficult for them. These individuals tend to have more disturbed interpersonal relationships than other inmates. They tend to be quite aggressive and may be viewed by other inmates as "crazies." They show more anxiety, unusual thinking, and irritability than other inmates. Many of these individuals were hard drug users prior to incarceration.

Many individuals with this profile receive pharmacotherapy and further treatment in a mental health facility. This client should be given an extensive psychological evaluation to determine the most

MMPI-2TM ID 456712610 **Adult Clinical Interpretive Report** Page 5

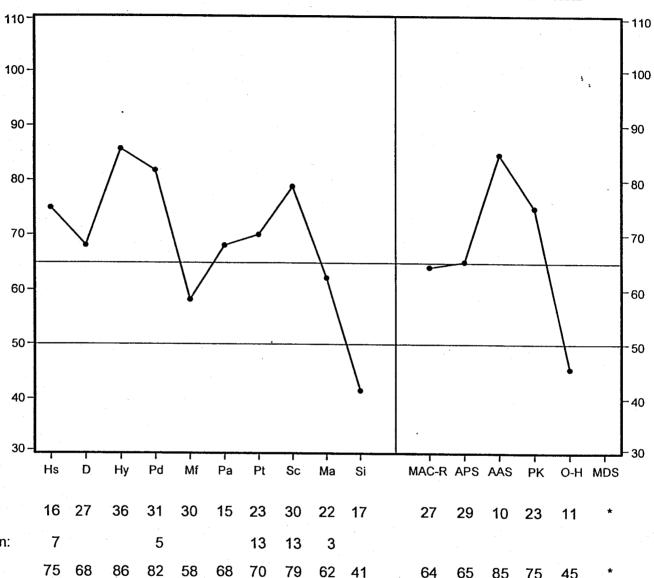
effective treatment program for him. Many Type H inmates need to be placed in psychiatric units in prisons. er i sager

#### TREATMENT CONSIDERATIONS

Although psychological problems are evident, inmates with this MMPI-2 clinical profile are poor candidates for psychotherapy. They are not very introspective and do not seek psychological treatment on their own. When they are forced into treatment, they may be marginally cooperative but their problems are ingrained and persistent. They tend to use denial a great deal and have little psychological insight. They are quite self-serving, selfish, and immature; they usually do not see a need for psychological therapy. Individuals with this profile pattern are not very amenable to changing their behavior. They have anger-control problems that are likely to interfere with treatment. Early termination of therapy is likely, possibly in anger. The manipulative behavior that patients with this profile exhibit is likely to interfere with the development of trust in relationships, making the treatment relationship stormy. Individuals with this profile may develop substance-abuse problems if treated with medication.

NOTE: This MMPI-2 interpretation can serve as a useful source of hypotheses about clients. This report is based on objectively derived scale indices and scale interpretations that have been developed in diverse groups of patients. The personality descriptions, inferences, and recommendations contained herein need to be verified by other sources of clinical information because individual clients may not fully match the prototype. The information in this report should most appropriately be used by a trained, qualified test interpreter. The information contained in this report should be considered confidential.

# MMPI-2 BASIC AND SUPPLEMENTARY SCALES PROFILE



Raw Score: K Correction: T Score: 75 68 86 82 58 68 70 62 79 41 100 100 100 100 100 100 100 100 100 100 Response %:

65 85 75 45

100 100 100 100

Welsh Code (new):

34"817'26+9-5/0: F+-/KL:

Megargee Classification (Rev.) How, High

100

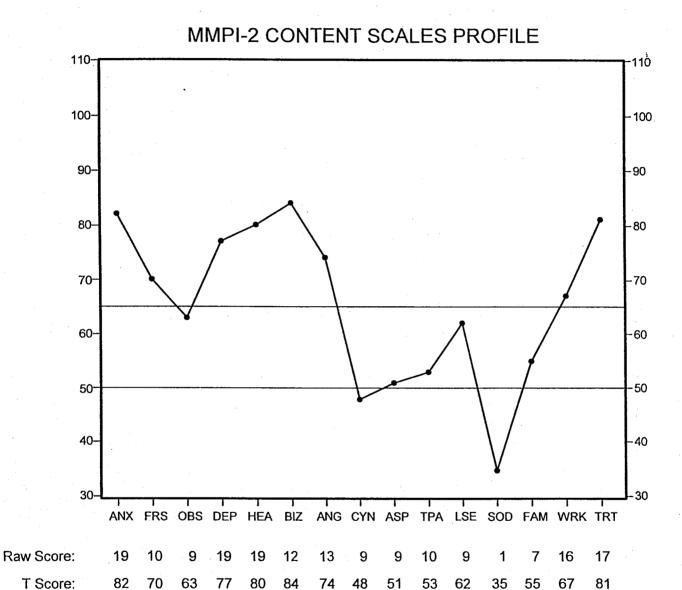
Welsh Code (old):

48\*312"7569'-/0: F-K/L?:

Profile Elevation:

73.80

<sup>\*</sup>MDS scores are reported only for clients who indicate that they are married or separated.



100 100 100

100 100

100 100 100

100

Response %:

100 100 100 100 100 100

# \*SUPPLEMENTARY SCORE REPORT

	Raw Score	T Score	Resp %
Anxiety (A)	22	67	100
Repression (R)	13	45	100
Ego Strength (Es)	31	36	100
Dominance (Do) .	12	34	100
Social Responsibility (Re)	19	47	100
Post-Traumatic Stress Disorder - Schlenger (PS)		79	100
Depression Subscales (Harris-Lingoes)			
Subjective Depression (D1)	12	64	100
Psychomotor Retardation (D2)	8	65	100
Physical Malfunctioning (D3)	5	67	100
Mental Dullness (D4)	7	72	100
Brooding (D5)	3	57	100
Hysteria Subscales (Harris-Lingoes)			
Denial of Social Anxiety (Hy1)	6	61	100
Need for Affection (Hy2)	8	55	100
Lassitude-Malaise (Hy3)	7	70	100
Somatic Complaints (Hy4)	9	82	100
Inhibition of Aggression (Hy5)	4	55	100
Psychopathic Deviate Subscales (Harris-Lingoes)		•	
Familial Discord (Pd1)	4	65	100
Authority Problems (Pd2)	5	60	100
Social Imperturbability (Pd3)	6	63	100
Social Alienation (Pd4)	7	66	100
Self-Alienation (Pd5)	9	77	100
Paranoia Subscales (Harris-Lingoes)			
Persecutory Ideas (Pal)	5	70	100
Poignancy (Pa2)	5	69	100
Naivete (Pa3)	5	51	100
Schizophrenia Subscales (Harris-Lingoes)			
Social Alienation (Sc1)	5	59	100
Emotional Alienation (Sc2)	3	69	100
Lack of Ego Mastery, Cognitive (Sc3)	9	96	100
Lack of Ego Mastery, Conative (Sc4)	6	71	100
Lack of Ego Mastery, Defective Inhibition (Sc5)		82	100
Bizarre Sensory Experiences (Sc6)	11	95	100

Amorality (Mal)	2	50	<b>=</b> 100
Psychomotor Acceleration (Ma2)	7	58	100
Imperturbability (Ma3)	4	53	100
Ego Inflation (Ma4)	4	56	100
Social Introversion Subscales (Ben-Porath, Hoste	etler, Butcher, &	Graham)	•
Shyness / Self-Consciousness (Si1)	0	36	100
Social Avoidance (Si2)	0	37	100
Social Avoluance (SIZ)	U	<i>31</i>	100

Uniform T scores are used for Hs, D, Hy, Pd, Pa, Pt, Sc, Ma, and the Content Scales; all other MMPI-2 scales use linear T scores.

# EXPERIMENTAL CONTENT COMPONENT SCALES (Ben-Porath-& Sherwood)

	Raw Score	T Score	Resp %
Fears Subscales			
Generalized Fearfulness (FRS1)	4	80	100
Multiple Fears (FRS2)	6	61	100
Depression Subscales			
Lack of Drive (DEP1)	8	84	100
Dysphoria (DEP2)	1	51	100
Self-Depreciation (DEP3)	5 3	76	100
Suicidal Ideation (DEP4)	3	95	100
Health Concerns Subscales			
Gastrointestinal Symptoms (HEA1)	3	83	100
Neurological Symptoms (HEA2)	7	87	100
General Health Concerns (HEA3)	3	64	100
Bizarre Mentation Subscales			
Psychotic Symptomatology (BIZ1)	3	<b>7</b> 9	100
Schizotypal Characteristics (BIZ2)	6	80	100
Anger Subscales			
Explosive Behavior (ANG1)	6	. 77	100
Irritability (ANG2)	5	61	100
Cynicism Subscales			
Misanthropic Beliefs (CYN1)	7	52	100
Interpersonal Suspiciousness (CYN2)	2	43	100
Antisocial Practices Subscales			
Antisocial Attitudes (ASP1)	7	52	100
Antisocial Behavior (ASP2)	2	52	100
Type A Subscales			
Impatience (TPA1)	2	45	100
Competitive Drive (TPA2)	4	50	100
Low Self-Esteem Subscales			
Self-Doubt (LSE1)	5	64	100
Submissiveness (LSE2)	2	55	100

1 0	39 36	100 <u>===</u> 100
		•
2	45	100
1	49	100
•		
4	66	100
5	75	100
	1 0 2 1	<ul> <li>0 36</li> <li>2 45</li> <li>1 49</li> <li>4 66</li> </ul>

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10	State's Exhibit Number 151
11	Millon Report
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MCMI-III™

Interpretive Report

Theodore Millon, PhD

ID Number 456712610

Jedidiah Murphy

Male

Age 25

White

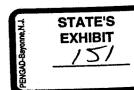
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**Correctional Inmate** 

3/01/2001

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## CAPSULE SUMMARY

MCMI-III reports are normed on patients who were in the early phases of assessment or psychotherapy for emotional discomfort or social difficulties. Respondents who do not fit this normative population or who have inappropriately taken the MCMI-III for nonclinical purposes may have distorted reports. The MCMI-III report cannot be considered definitive. It should be evaluated in conjunction with additional clinical data. The report should be evaluated by a mental health clinician trained in the use of psychological tests. The report should not be shown to inmates or their relatives.

## **Interpretive Considerations**

The client is a 25-year-old divorced white male with 13 years of education. He is currently being seen as a correctional inmate, and he reports that he has recently experienced a problem that involves his use of alcohol. These self-reported difficulties, which have occurred for an unspecified period of time, are likely to take the form of an Axis I disorder.

The clinician should be aware that the inmate may have reported more psychological symptoms than objectively exist. Adjustments correcting for this tendency were probably successful in retaining the instrument's validity.

#### **Profile Severity**

On the basis of the test data, it may be assumed that the inmate is experiencing a severe mental disorder; further professional observation and inpatient care may be appropriate. The text of the following interpretive report may need to be modulated upward given this probable level of severity.

#### **Possible Diagnoses**

He appears to fit the following Axis II classifications best: Depressive Personality Disorder, with Antisocial Personality Traits, Dependent Personality Traits, and Borderline Personality Features. Axis I clinical syndromes are suggested by the client's MCMI-III profile in the areas of Major Depression (recurrent, severe, without psychotic features), Alcohol Abuse, and Adjustment Disorder with Anxiety.

#### **Therapeutic Considerations**

Irritable, depressed, and moody, this inmate lacks outlets for his intense emotions, leading to a high susceptibility to Axis I disorders. He is likely to experience both anxiety and depression. He has complaints about present and past difficulties. He may find it hard to trust a therapist. With a time-limited and focused approach to treatment, it should be possible to overcome his underlying resistance and suspicions.

الحقيق المنظمة المنظمة

# **RESPONSE TENDENCIES**

This inmate's response style suggests a moderate tendency toward self-deprecation and a consequent exaggeration of current emotional problems. In interpreting the profile, the clinician should be aware that the inmate may have reported more psychological symptoms than objectively exist. Adjustments correcting for this tendency were probably successful in retaining the instrument's validity.

The BR scores reported for this individual have been modified to account for the psychic tension and dejection indicated by the elevations on Scale A (Anxiety) and Scale D (Dysthymia).

#### **AXIS II: PERSONALITY PATTERNS**

The following paragraphs refer to those enduring and pervasive personality traits that underlie this man's emotional, cognitive, and interpersonal difficulties. Rather than focus on the largely transitory symptoms that make up Axis I clinical syndromes, this section concentrates on his more habitual and maladaptive methods of relating, behaving, thinking, and feeling.

The MCMI-III profile of this man reflects an intense conflict between his desire to withdraw from personal relationships and his fear of abandonment. He wants the support of others, but he has learned to anticipate derogation and disillusionment. His deflated sense of self-worth and his expectations of failure and humiliation may constrain his emotions because others have apparently deprecated or disapproved of his attempts at self-assertion, he feels that he has been cheated and misunderstood in life. Restrictions of any type may stir deep sadness and resentment within him. As a consequence, he may often act in a petulant and passively aggressive manner, occasionally attacking others for their lack of support. The attention and respect that he seeks may be seriously jeopardized by his displays of discontent and irresponsibility. To bind his anger and depressive feelings and to protect himself against further loss of support, he may withdraw into fantasy solutions or become disconsolate, moody, and anxiously depressed.

The outbursts and depressive moodiness of this man may evoke humiliating reactions from others, and such reactions may reinforce his tendency to self-protective withdrawal. Every avenue of potential gratification to him, save his dreamworld, may cause conflict. He may fear standing on his own because of marked self-doubts. On the other hand, he cannot depend on others because of a deep social mistrust. Disposed to anticipate disillusionment, he may act out impulsively and obstructively and thereby incur the expected rejection and disappointment.

His feeling that punishment should not have the effect of preventing him from acting as he wishes results in a seesaw tension with others. Moreover, his depressive tone and anxious wariness may also be omnipresent. Unable to acquire the skills or the means for overcoming his deficits or for attracting the support of others, and finding that his fantasies provide only a brief respite from reality, he may turn against himself, expressing feelings of unworthiness and uselessness. Feeling misunderstood, unappreciated, and demeaned by others, he may begin to build his defenses against anticipated ridicule and contempt.

This man appears to see himself as having had few of the opportunities that he perceives that others have had. This awareness may intrude on his thoughts and interfere with his behavior, creating anger and resentment and ultimately upsetting his capacity to cope in a satisfactory way with many of his life tasks. When stresses are minimal, he may withdraw into his dreamworld, putting his resentments aside and attempting to convey an air of well-being. But these efforts give way under the slightest pressure, reactivating his angry dismay, stirring up his dejection and his feelings of being misunderstood and mistreated, leading him to act out momentarily and then to retreat again into his fantasies or his despondency.

## **AXIS I: CLINICAL SYNDROMES**

The features and dynamics of the following Axis I clinical syndromes appear worthy of description and analysis. They may arise in response to external precipitants but are likely to reflect and accentuate several of the more enduring and pervasive aspects of this man's basic personality makeup.

For this irritable and conflicted man to exhibit a dysthymic pattern is atypical, but signs indicate that he is undergoing an acute major depression that is probably characterized by agitation and erratic qualities. Shifts are probably evident between expressions of self-deprecation and despair that are mixed with thoughts of suicide and the expressions of hopelessness and futility that may be accompanied by outbursts of bitter discontent and irrational demands. Circumstances may have imposed constraints beyond his manipulative abilities. He also may feel trapped and powerless to control raging inner tensions. Periods of loathing for self-perceived deficits and weaknesses may be interspersed with momentary acts of defiance, if not brutality. Fearful that he may jeopardize his problematic situation further, he may act contrite and self-accusatory following explosive acts. Nevertheless, his typical grumbling and periodic provocations provide a vehicle for discharging tension, for reasserting self-confidence--albeit briefly--and for relieving the buildup of resentment and anger.

That this man experiences repeated episodes of alcohol abuse may be reliably assumed. These bouts may be prompted in part by the frustration and disappointment in his life. He is characteristically unpredictable, moody, and impulsive, and these behaviors may be intensified when he is drinking heavily. At these times, his brooding resentment breaks out of control, often resulting in stormy and destructive consequences. He may subsequently express genuine feelings of guilt and contrition, but the destructive and injurious effects of his behavior are likely to persist. Deep resentment that is restrained in his sober state may be unleashed in full force when he is drinking and manifests itself in irrational accusations and physical intimidation, if not brutality, toward family members. He may evince a self-destructive facet to his extropunitive hostility, and this serves to undermine both himself and others.

Unable to control deep or powerful sources of threat, this characteristically angry, conflicted, and irritable man is now experiencing the clinical signs of an anxiety disorder. Various symptoms may be evident: notably, muscular tightness, headache, fatigue, perspiration, and chest palpitations, as well as such behavioral indices as edginess and distractibility. These experiences probably derive from his feeling of being trapped by the upwelling of uncontrollable inner conflicts or by the feeling of being exposed to events or forces that he cannot counteract. His restlessness and jumpiness derive energy from the press of these unchecked sources of danger.

Related to but beyond his characteristic level of emotional responsivity, this man appears to have been confronted with an event or events in which he was exposed to a severe threat to his life, a traumatic experience that precipitated intense fear or horror on his part. Currently the residuals of this event appear to be persistently reexperienced with recurrent and distressing recollections, such as in cues that resemble or symbolize an aspect of the traumatic event. Where possible he seeks to avoid such cues and recollections. Where they cannot be anticipated and actively avoided, as in dreams or nightmares, he may become terrified, exhibiting a number of symptoms of intense anxiety. Other signs of distress might include difficulty falling asleep, outbursts of anger, panic attacks, hypervigilance, exaggerated startle response, or a subjective sense of numbing and detachment.

For some time, this man has probably been engaged in abusing drugs, legal or street substances, or both. Irritable, negative, and hostile, he may employ drugs not only to help him unwind his tensions and undo his conflicts but also to serve as a statement of resentful independence from the constraints of social convention and expectation. In addition to freeing him from feelings of ambivalence toward himself and others, drugs liberate him from whatever remnants of guilt he may experience over discharging his less charitable impulses and fantasies. Such defiant and hostile acts are undergirded in part by self-destructive elements. For example, these are evident in the careless disregard he may express about the consequences that drugs can create.

This driven and forceful man appears to experience brief periods suggestive of a manic episode. At these times, he is likely to demonstrate a decreased need for sleep, be behaviorally restless, show pressured speech, and demonstrate a general expansiveness and hyperdistractibility. Consonant with his habitual pattern, he may be easily provoked into temper outbursts and angry and disruptive actions.

#### **NOTEWORTHY RESPONSES**

The client answered the following statements in the direction noted in parentheses. These items suggest specific problem areas that the clinician may wish to investigate.

#### Health Preoccupation

- 1. Lately, my strength seems to be draining out of me, even in the morning. (True)
- 4. I feel weak and tired much of the time. (True)
- 37. I very often lose my ability to feel any sensations in parts of my body. (True)
- 55. In recent weeks I feel worn out for no special reason. (True)
- 74. I can't seem to sleep, and wake up just as tired as when I went to bed. (True)
- 107. I have completely lost my appetite and have trouble sleeping most nights. (True)
- 149. I feel shaky and have difficulty falling asleep because painful memories of a past event keep running through my mind. (True)

## **Interpersonal Alienation**

- 99. In social groups I am almost always very self-conscious and tense. (True)
- 167. I take great care to keep my life a private matter so no one can take advantage of me. (True)

## Emotional Dyscontrol

- 14. Sometimes I can be pretty rough and mean in my relations with my family. (True)
- 34. Lately, I have gone all to pieces. (True)
- 77. I have a great deal of trouble trying to control an impulse to drink to excess. (True)
- 96. People have said in the past that I became too interested and too excited about too many things. (True)
- 124. When I'm alone and away from home, I often begin to feel tense and panicky. (True)
- 134. I sometimes feel crazy-like or unreal when things start to go badly in my life. (True)

#### **Self-destructive Potential**

- 24. I began to feel like a failure some years ago. (True)
- 44. I feel terribly depressed and sad much of the time now. (True)
- 142. I frequently feel there's nothing inside me, like I'm empty and hollow. (True)
- 151. I've never been able to shake the feeling that I'm worthless to others. (True)
- 154. I have tried to commit suicide. (True)

#### Childhood Abuse

- 81. I'm ashamed of some of the abuses I suffered when I was young. (True)
- 132. I hate to think about some of the ways I was abused as a child. (True)

## **Eating Disorder**

No items endorsed.

## POSSIBLE DSM-IVTM MULTIAXIAL DIAGNOSES

The following diagnostic assignments should be considered judgments of personality and clinical prototypes that correspond conceptually to formal diagnostic categories. The diagnostic criteria and items used in the MCMI-III differ somewhat from those in the DSM-IV, but there are sufficient parallels in the MCMI-III items to recommend consideration of the following assignments. It should be noted that several DSM-IV Axis I syndromes are not assessed in the MCMI-III. Definitive diagnoses must draw on biographical, observational, and interview data in addition to self-report inventories such as the MCMI-III.

## Axis I: Clinical Syndrome

The major complaints and behaviors of the inmate parallel the following Axis I diagnoses, listed in order of their clinical significance and salience.

296.33 Major Depression (recurrent, severe, without psychotic features)

305.00 Alcohol Abuse

309.24 Adjustment Disorder with Anxiety

#### -Axis II: Personality Disorders

Deeply ingrained and pervasive patterns of maladaptive functioning underlie Axis I clinical syndromal pictures. The following personality prototypes correspond to the most probable *DSM-IV* diagnoses (Disorders, Traits, Features) that characterize this inmate.

Personality configuration composed of the following:

301.90 Depressive Personality Disorder with Antisocial Personality Traits
Dependent Personality Traits
and Borderline Personality Features

Course: The major personality features described previously reflect long-term or chronic traits that are likely to have persisted for several years prior to the present assessment. The clinical syndromes described previously tend to be relatively transient, waxing and waning in their prominence and intensity depending on the presence of environmental stress.

#### Axis IV: Psychosocial and Environmental Problems

In completing the MCMI-III, this individual identified the following problems that may be complicating or exacerbating his present emotional state. They are listed in order of importance as indicated by the client. This information should be viewed as a guide for further investigation by the clinician.

Use of Alcohol

#### TREATMENT GUIDE

If additional clinical data are supportive of the MCMI-III's hypotheses, it is likely that this inmate's difficulties can be managed with either brief or extended therapeutic methods. The following guide to treatment planning is oriented toward issues and techniques of a short-term character, focusing on matters that might call for immediate attention, followed by time-limited procedures designed to reduce the likelihood of repeated relapses.

As a first step, it would appear advisable to implement methods to ameliorate this inmate's current state of clinical anxiety, depressive hopelessness, or pathological personality functioning by the rapid implementation of supportive psychotherapeutic measures. With appropriate consultation, targeted psychopharmacologic medications may also be useful at this initial stage.

Worthy of note is the possibility of a troublesome alcohol and/or substance-abuse disorder. If verified, appropriate short-term behavioral management or group therapy programs should be rapidly implemented.

Once this inmate's more pressing or acute difficulties are adequately stabilized, attention should be directed toward goals that would aid in preventing a recurrence of problems, focusing on circumscribed issues and employing delimited methods such as those discussed in the following paragraphs.

Short-term techniques may be helpful in aiding this man in therapy. First, he should be guided to avoid environmental pressures that aggravate his anxieties and dejection. Brief supportive therapy may be employed to relieve sources of anxiety. Similarly, pharmacological agents (like anti-anxiety or anti-depressant drugs) may be considered. Circumscribed behavioral modification methods may be explored to focus on social behavior that can be strengthened in a relatively short time period. Cognitive techniques, such as those of Beck or Ellis, may be used to confront him with the obstructive and self-defeating character of his beliefs and expectations. Strengthening his relations with significant others may benefit by employing any number of interpersonal treatment techniques (e.g., Klerman, Benjamin). Such approaches must be handled cautiously, however, lest the inmate feel that he is a failure, become unduly guilt-ridden, depressed, and even suicidal. Of great benefit would be to stabilize him and help him put reins on his vacillations of mood and behavior. In this way, the possibility of setbacks or deterioration in his condition may be diminished.

Toward the goal of reducing the likelihood of a relapse or retrogression, the therapist should not set goals too high or press changes too quickly. Initial efforts should be directed to build the inmate's trust. Short-term procedures designed to orient his attentions to his positive traits and to enhance his confidence and self-esteem will be well worth the effort involved.

A major goal throughout is to forestall repetitive decompensation into anxiety and depressive disorders. Also requiring focused attention is the need to anticipate suicide attempts. The inmate could act impulsively when he feels guilty, needs attention, or seeks a dramatic form of retribution. The therapist should guide the inmate into recognizing the sources and character of his ambivalence and to reinforce a more realistic and optimistic outlook on life. Because he may enter treatment in an agitated state, the reduction of his anxieties and guilt should be an early goal of short-term treatment.

Because of an intense ambivalence between his desire for reassurance and nurturance and his fear of trusting an unknown person, this man will require an early warm and attentive attitude on the part of the therapist. If he can be engaged early on, he may not be disposed to employ repetitive maneuvers to test the sincerity and motives of the therapist. Efforts should be made to reduce the stressors of his home life. Working with family members may be necessary, and if they are not optimally motivated, treatment may call for more intensive techniques to reduce the possibility of setbacks. Because of the preceding reasons, treatment may have to progress more rapidly to ensure that a significant measure of remedial improvement can occur. There is also the possibility of the inmate's withdrawal from treatment should he resist facing the humiliation of confronting painful memories and feelings. With a nurturant and empathic attitude, the therapist may be able to overcome the inmate's fear of reexperiencing false hopes and disappointments. What is suggested is that the warmth and understanding of the therapist will moderate the inmate's expectation that others will be rejecting, leading him to pull back, thereby cutting off experiences that might have proved gratifying had they been completed. What is desired is to decrease his anticipation of loss that may prompt him into a self-fulfilling prophecy. Without focused attention, he may defeat the chance to experience events that could promote change and growth. It is this pattern that a cognitive reorientation treatment approach may successfully interrupt.

# MILLON CLINICAL MULTIAXIAL INVENTORY - III CONFIDENTIAL INFORMATION FOR PROFESSIONAL USE ONEY

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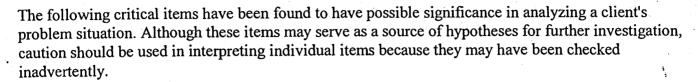
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	x	117	71					DISCLOSURE
MODIFYING INDICES	Υ	13	59					DESIRABILITY
	z	20	77					DEBASEMENT
	1	4	48					SCHIZOID
2	A	4	46					AVOIDANT
2	в	16	98					DEPRESSIVE
	3	12	82					DEPENDENT
CLINICAL	4	21	66					HISTRIONIC
PERSONALITY	5	15	59					NARCISSISTIC
PATTERNS 6	iΑ	16	85					ANTISOCIAL
ę	в	11	64					SADISTIC
	7	11	41					COMPULSIVE
	за	7	52					NEGATIVISTIC
8	зв	5	71					MASOCHISTIC
SEVERE	s	10	70					SCHIZOTYPAL
PERSONALITY	С	13	74					BORDERLINE
PATHOLOGY	Р	4	48					PARANOID
	Α	11	92					ANXIETY DISORDER
	н	11	74					SOMATOFORM DISORDER
	N	13	77					BIPOLAR: MANIC DISORDI
CLINICAL SYNDROMES	D	12	81					DYSTHYMIC DISORDER
STADROMES	В	19	108					ALCOHOL DEPENDENCE
	т	15	82					DRUG DEPENDENCE
	R	17	83					POST-TRAUMATIC STRES
SEVERE	ss	13	72					THOUGHT DISORDER
	СС	14	75				·	MAJOR DEPRESSION
SYNDROMES	PP	3	63					DELUSIONAL DISORDER

# CRITICAL ITEMS



The percentages of endorsement for each critical item are presented in brackets following the listing of the item. The percentage of the MMPI-2 normative sample of 1,138 men who endorsed the item in the scored direction is given.

## Acute Anxiety State (Koss-Butcher Critical Items)

Of the 17 possible items in this section, 10 were endorsed in the scored direction:

3. I wake up fresh and rested most mornings. (False)

IN = 31.51

15. I work under a great deal of tension. (True)

[N = 37.0]

28. I am bothered by an upset stomach several times a week. (True)

[N = 8.1]

- 59. I am troubled by discomfort in the pit of my stomach every few days or oftener. (True) IN = 6.71
- 140. Most nights I go to sleep without thoughts or ideas bothering me. (False)

[N = 22.6]

172. I frequently notice my hand shakes when I try to do something. (True)

[N = 9.2]

218. I have periods of such great restlessness that I cannot sit long in a chair. (True)

IN = 30.11

444. I am a high-strung person. (True)

[N = 21.9]

463. Several times a week I feel as if something dreadful is about to happen. (True)

[N = 4.4]

469. I sometimes feel that I am about to go to pieces. (True)

[N = 14.8]

## Depressed Suicidal Ideation (Koss-Butcher Critical Items)

Of the 22 possible items in this section, 12 were endorsed in the scored direction:

9. My daily life is full of things that keep me interested. (False)

[N = 14.4]

38. I have had periods of days, weeks, or months when I couldn't take care of things because I couldn't "get going." (True)

```
IN = 25.01
```

- 71. These days I find it hard not to give up hope of amounting to something. (True) [N = 30.7]
- 130. I certainly feel useless at times. (True)

$$[N = 34.3]$$

273. Life is a strain for me much of the time. (True)

$$[N = 16.0]$$

306. No one cares much what happens to you. (True)

$$[N = 13.0]$$

388. I very seldom have spells of the blues. (False)

$$[N = 25.0]$$

411. At times I think I am no good at all. (True)

$$[N = 19.5]$$

454. The future seems hopeless to me. (True)

$$[N = 4.8]$$

485. I often feel that I'm not as good as other people. (True)

$$[N = 17.2]$$

506. I have recently considered killing myself. (True)

$$[N = 4.2]$$

518. I have made lots of bad mistakes in my life. (True)

$$[N = 27.3]$$

## Threatened Assault (Koss-Butcher Critical Items)

Of the 5 possible items in this section, 2 were endorsed in the scored direction:

37. At times I feel like smashing things. (True)

$$[N = 39.4]$$

389. I am often said to be hotheaded. (True)

$$[N = 16.9]$$

## Situational Stress Due to Alcoholism (Koss-Butcher Critical Items)

Of the 7 possible items in this section, 6 were endorsed in the scored direction:

125. I believe that my home life is as pleasant as that of most people I know. (False)

$$[N = 10.8]$$

264. I have used alcohol excessively. (True)

$$[N = 44.5]$$

487. I have enjoyed using marijuana. (True)

$$[N = 34.2]$$

489. I have a drug or alcohol problem. (True)

$$IN = 6.71$$

511. Once a week or more I get high or drunk. (True)

$$[N = 19.6]$$

518. I have made lots of bad mistakes in my life. (True) N = 27.3

## Mental Confusion (Koss-Butcher Critical Items)

Of the 11 possible items in this section, 8 were endorsed in the scored direction:

- 31. I find it hard to keep my mind on a task or job. (True) IN = 13.31
- 32. I have had very peculiar and strange experiences. (True) [N = 23.8]
- 180. There is something wrong with my mind. (True) [N = 4.6]
- 198. I often hear voices without knowing where they come from. (True) [N = 1.7]
- 299. I cannot keep my mind on one thing. (True) [N = 14.9]
- 311. I often feel as if things are not real. (True) [N = 8.3]
- 316. I have strange and peculiar thoughts. (True) IN = 14.91
- 325. I have more trouble concentrating than others seem to have. (True) [N = 18.9]

## Persecutory Ideas (Koss-Butcher Critical Items)

Of the 16 possible items in this section, 3 were endorsed in the scored direction:

- 251. I have often felt that strangers were looking at me critically. (True) [N = 23.8]
- 259. I am sure I am being talked about. (True) [N = 18.4]
- 314. I have no enemies who really wish to harm me. (False) [N = 11.6]

## Antisocial Attitude (Lachar-Wrobel Critical Items)

Of the 9 possible items in this section, 3 were endorsed in the scored direction:

- 105. In school I was sometimes sent to the principal for bad behavior. (True) [N = 30.9]
- 227. I don't blame people for trying to grab everything they can get in this world. (True) IN = 39.91
- 266. I have never been in trouble with the law. (False) [N = 40.9]

## Family Conflict (Lachar-Wrobel Critical Items)

Of the 4 possible items in this section, 2 were endorsed in the scored direction:

- 21. At times I have very much wanted to leave home. (True) IN = 31.91
- 125. I believe that my home life is as pleasant as that of most people I know. (False) [N = 10.8]

## Somatic Symptoms (Lachar-Wrobel Critical Items)

Of the 23 possible items in this section, 14 were endorsed in the scored direction:

- 28. I am bothered by an upset stomach several times a week. (True) IN = 8.11
- 47. I am almost never bothered by pains over my heart or in my chest. (False) [N = 18.5]
- 53. Parts of my body often have feelings like burning, tingling, crawling, or like "going to sleep." (True) [N = 18.8]
- 59. I am troubled by discomfort in the pit of my stomach every few days or oftener. (True) IN = 6.71
- 111. I have a great deal of stomach trouble. (True) [N = 6.1]
- 142. I have never had a fit or convulsion. (False) Seczows yound malf tegrif of the New [N = 7.2]

  159. I have never had a fainting spell. (False)

  [N = 27.0]

  (My)

  (My)
- 164. I seldom or never have dizzy spells. (False)
- [N = 9.2]176. I have very few headaches. (False) [N = 14.6]
- 182. I have had attacks in which I could not control my movements or speech but in which I knew what was going on around me. (True) [N = 3.2]
- 224. I have few or no pains. (False) [N = 18.2]
- 229. I have had blank spells in which my activities were interrupted and I did not know what was going on around me. (True)

IN = 7.51

- 247. I have numbness in one or more places on my skin. (True) [N = 9.5]
- 295. I have never been paralyzed or had any unusual weakness of any of my muscles. (False) Lift had [N = 14.5]

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 MMPI-2™ ID 456712610

Page 250 of 533 PageID 11770 Adult Clinical Interpretive Report . Page 16

to de

End of Report

Reporter's Certificate

2 | STATE OF TEXAS:

COUNTY OF DALLAS:

I, Darline W. LaBar, Official Court Reporter of the 194th Judicial District Court, in and for Dallas County, Texas do hereby certify that the foregoing volume constitutes a true, complete and correct transcript of all portions of evidence and other proceedings requested in writing by counsel for the parties to be included in the statement of facts, in the above styled and numbered cause, all of which occurred in open court or in chambers and were reported by me.

I further certify that this transcription of the record of the proceedings truly and correctly reflects the exhibits, if any, offered by the respective parties.

Witness my hand this the 27th day of November, A.D., 2001.

DARLINE W. LABAR

Official Court Reporter

194th Judicial District Court

Dallas County, Texas

(214) 653-5803

Certification No. 1064 Expires December 31, 2002

## REPORTER'S RECORD

# 74145



VOLUME 65 OF 65 VOLUMES

TRIAL COURT CAUSE NO. F00-02424-NM

THE STATE OF TEXAS IN THE DISTRICT COURT

VS. · DALLAS COUNTY, TEXAS

JEDIDIAH ISAAC MURPHY 194TH JUDICIAL DISTRICT

\*\*\*\*\*\*\*

EXHIBIT VOLUME

\*\*\*\*\*\*\*

5 2001 DEC

APPEARANCES:

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HONORABLE BILL HILL, Criminal District Attorney

Crowley Criminal C

Crowley Criminal Courts Building

Dallas, Dallas County, Texas

Phone: 214-653-3600

BY: MR. GREG DAVIS, A.D.A., SBOT # 05493550

MS. MARY MILLER, A.D.A., SBOT # 21453200

FOR THE STATE OF TEXAS;

MS. JANE LITTLE, Attorney at Law, SBOT # 12424210

MR. MICHAEL BYCK, Attorney at Law, SBOT # 03549500

MS. JENNIFER BALIDO, Attorney at Law, SBOT # 10474880

Dallas County Public Defender's Office

Phone: 214-653-9400 FOR THE DEFENDANT.

18

\*\*\*\*\*\* 19

20 On the 26th day of February, through the 30th day of

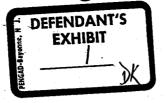
June, 2001, the following proceedings came on to be heard in 21

22 the above-entitled and numbered cause before the Honorable F.

Harold Entz, Jr., Judge presiding, held in Dallas, Dallas 23

County, Texas: Proceedings reported by machine shorthand, 24

25 computer assisted transcription.



No. 2000-273

## IN THE MUNICIPAL COURT OF THE CITY OF GARLAND

Dallas County, Texas

THE STATE OF TEXAS v.s.

	JEDIDIAH ISAAC MURPE	łΥ
	WARRANT O ARREST	F
Issued t	this 5 day of OCTOBER	20 <u>0</u> 0

Judge, Municipal Court City of Garland, Texas

CAME TO hand the \_\_\_\_\_ day of \_\_\_\_ \_\_\_\_\_, 20 \_\_\_\_\_, at \_\_\_\_\_o'clock \_\_\_.M. and executed on the \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_, at \_\_\_\_\_\_ o'clock \_\_\_\_.M. by \_\_\_\_

Peace Officer

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STATE OF TEXAS

VS.

CAUSE NO. 2000-273

DALLAS COUNTY, TEXAS JEDIDIAH ISAAC MURPHY

THE STATE OF TEXAS: TO ANY PEACE OFFICER OF THE STATE OF TEXAS, GREETINGS:

, Defendant, and YOU ARE HEREBY COMMANDED to arrest JEDIDIAH ISAAC MURPHY

immediately bring Defendant before the court to be dealt with according to law, there to answer for an offense against the

laws of the State of Texas, to wit: CREDIT CARD ABUSE (state iail feloshinch offense Defendant

felony)

has been accused under oath presented to me.

HEREIN FAIL NOT, but of this warrant of arrest make due service and return, showing how you executed same.

Signed this 5 M day of (

COURT

HUNICIPAL

Bond set a

(Magistrate)(Judge), Municipal Court, City of

GARLAND, Texas

COG 116-204 (revised 1/2000)

AFFIDAVIT

THE STATE OF TEXAS

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF TEXAS.

PERSONALLY APPEARED BEFORE ME, the undersigned authority, J.G.GAINES, hereinafter referred to as the Affiant, who, after being duly sworn, deposes and says that he, the said Affiant, has good reason to believe and does believe that one JEDIDIAH ISAAC MURPHY, hereinafter referred to as the Defendant, heretofore on or about the 4 th day of OCTOBER, 2000, in the County of Dallas and the State of Texas, did then and there intentionally and knowingly and with the intent to fraudulently obtain property and services from RICHARDSON MOTOR SPORTS, did use and present a credit card; namely DISCOVER CARD #6011-0080-5062-7147, with the knowledge that the said card had not been issued to him, the said Defendant, and that said card was not used with the effective consent of the cardholder, BERTIE CUNNINGHAM.

ON OCTOBER 4, 2000 MARY SHELTON REPORTED A MISSING PERSON TO THE GARLAND POLICE DEPARTMENT. MS. SHELTON ADVISED THAT HER SISTER BERTIE CUNNINGHAM, 80 YEARS OF AGE, LEFT THE RESIDENCE AT 2749 LAUREL OAKS, IN GARLAND AT APPROXIMATELY 2:30 PM. MS. CUNNINGHAM TOLD HER SISTER THAT SHE WAS GOING TO COLLIN CREEK MALL IN PLANO. AT APPROXIMATELY 3:58 PM MS. CUNNINGHAM MADE A CHARGE AT THE J.C. PENNEY STORE AT COLLIN AT APPROXIMATELY 6:00 PM ON OCTOBER 4, 2000 A SUBJECT DESCRIBED AS A WHITE MALE APPROXIMATELY 25-30 YEARS OF AGE. WEARING A BASEBALL CAP AND GLASSES ENTERED THE RICHARDSON MOTOR SPORTS LOCATED AT 408 S CENTRAL EXPRESSWAY IN RICHARDSON, TX. THE SUBJECT PURCHASED A TOTAL OF THREE GO-PEDS VALUED AT \$1728.75 AND CHARGED THE PURCHASE TO A DISCOVER CREDIT CARD. THE DISCOVER CREDIT CARD# 6011-0080-5062-7147 USED FOR THE CHARGE IS ISSUED TO BERTIE CUNNINGHAM, THE MISSING 80 YEAR OLD FEMALE. AT THE TIME OF THE PURCHASE BOBBY HARP AN EMPLOYEE AT THE RICHARDSON MOTOR SPORTS ASKED THE SUBJECT TO COMPLETE A WARRANTY INFORMATION CARD FOR THE GO-PEDS. AT APPROXIMATELY 8:00 PM WHEN MS. BERTIE CUNNINGHAM HAD NOT RETURNED HOME HER SISTER CALLED THE GARLAND POLICE DEPARTMENT AGAIN, SINCE MS. CUNNINGHAM DOES NOT USUALLY DRIVE AFTER DARK AND FEARING THAT SHE MAY

DURING THE FOLLOW-UP INVESTIGATION IT WAS LEARNED THAT AN ATTEMPT WAS MADE TO WITHDRAW CASH FROM AN ATM USING THE SAME DISCOVER CREDIT CARD USED TO CHARGE THE GO-PEDS WHICH IS

BOBBY HARP, THE RICHARDSON SPORTS EMPLOYEE ADVISED THAT HE HELPED CARRY THE THREE GO-PEDS OUT TO THE MALE SUBJECTS CAR, WHICH HE DESCRIBED AS A SILVER FOUR DOOR COMPACT CAR, WHICH IS THE SAME TYPE OF CAR THAT MS. CUNNINGHAM DRIVES.

DETECTIVES OBTAINED THE WARRANTY CARD WHICH WAS FILLED OUT THE SUBJECT MAKING THE PURCHASES AND SUBMITTED THE CARD PROCESSED FOR LATENT PRINTS.

ON OCTOBER 4, 2000 FORENSIC INVESTIGATOR JAMES ROGERS COMPARED THE LATENT PRINTS DEVELOPED ON THE WARRANTY CARD FOR THE YELLOW LIQUIMATIC GO-PED WITH THE ROLLED INKED FINGERPRINTS BELONGING TO JEDIDIAH ISAAC MURPHY, AFTER WITNESSES STATED THAT HE HAD BEEN AT THE STORE AND MADE THE PURCHASES OF THE GO-PEDS. THE COMPARISON RESULTED IN THE POSITIVE IDENTIFICATION OF THE LEFT MIDDLE FINGER OF JEDIDIAH ISAAC MURPHY TO A LATENT PRINT ON THE WARRANTY

AT THIS TIME IT IS BELIEVED THAT THE DISCOVER CREDIT CARD BELONGING TO BERTIE CUNNINGHAM WAS USED WITHOUT HER PERMISSION SINCE SHE IS STILL MISSING.

BASED ON THE SFOREMNTIONED INFORMATION A WARRANT IS REQUESTED FOR THE ARREST OF JEDIDIAH ISAAC MURPHY FOR CREDIT CARD ABUSE, A STATE JAIL FELONY.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

SUBSCRIBED AND SWORN TO ME this day of

\_\_, A.D. 2000 .

J. DELMAR

Nørary Public in and for Dallas County, Texas

Notary Public State of Texas My Comm. Exp. 02-08-2002

MAGISTRATE'S DETERMINATION OF PROBABLE CAUSE

On this the 5th day of October ,20<u>00</u>, the undersigned Magistrate hereby acknowledges that he has examined the above affidavit and has determined that probable cause exists for the issuance of arrest warrant for the individual(s) accused herein.

MAGISTRATE, IN AND FOR DALLAS

COUNTY, TEXAS

DEFENDANT'S
EXHIBIT

October 10, 2000

Mr. Jim Murphy,

I am writing this letter to you in hopes that you can shed some light on the death of my sister. Detective Matt Myers told me that you have been cooperating with him and have given him information about the death of Bertie. Mr. Myers told me that you have expressed sorrow for what you have done, and I appreciate that. I, along with the rest of Bertie's family have questions that Mr. Myers can not answer, even though he has told us all he knows. I am writing this letter in hopes that you will answer my questions, which will give the family peace of mind and closure in this matter. We loved Bertie very much and we are hurting and grieving at this time. Please help us heal by answering my questions. I am going to list the questions below and give you a space to respond. Mr. Myers will then deliver the letter to me after you have responded. Thank you in advance for your help.

Was Bertie scared or mistreated when you made her give you a ride?

NOT AT ALL

Did Bertie talk to you and treat you well as we think she would have done?

yes she did

When Bertie was killed, did she suffer?

Can we get the rings back that Bertie was wearing? The family is prepared to pay for the rings if you can tell us who to got them. The rings have sentimental value for me as well as the family.

Bertie was a very religious person and I think that she would pray for you. Did she pray while she was with you?  $\theta$ ,

nothing was going to happen

The family would like to put up a cross or memorial stone either at the place you picked Bertie up or the place that she died. We need your help to get this done. Please tell me where you picked her up or where she died. This would be a marker that we could put up to show our love for Bertie, and that we still think about her.  $\theta$ 

about her. In or maan I'm very sorry for what has happened to your family live destroyed many many lives from this I will continue to work with m. Myers so I can at least give you peace, but as of right now I can't remember.

I know that Bertie helped others who were in need. Did you tell Bertie that you were in need of assistance, and is that why she tried to help you? I had all my luggage when she know I needed help & once again I'm very very sorry for your loss maann If I could bring her back of would do it for you. Thus was a horrible horrible accident & I'm sorry for causing you pain.

Mr. Myers told me that he can not make you answer myouestions because of legal matters. I fully

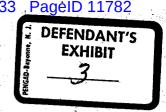
Mr. Myers told me that he can not make you answer my questions because of legal matters. I fully understand that, but I am elderly like my sister, Bertie, and this would help me and the family deal with our unanswered questions. Mr. Myers told me that he would help me by presenting you with my questions. Mr. Myers told me that he would let you sit in a room to respond and would not interfere with your responses. I would also like to know if you would respond to any other questions that I might have at a later time?

Cindy Holo

Cindy Hale

I was told if I'm honest God and ask for forguenese for what have happened and one day O'll have some peace in my life as well. I will answer any question I can to help you. Another had thing

Case 3:	10-cv-00163-N Document 42-15 Filed 05/05/10 Page 261 of 533 Page 11/781
1	
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10	Defendant's Exhibit Number 3
11	Miranda Warning Sheet 10-11-2000
12	(Copy attached)
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### WARNING TO BE GIVEN BEFORE TAKING

### ANY ORAL OR WRITTEN CONFESSION

ON THE 11	DAY OF	October, 2000, AT 9:02 O'CLOCK A N	1,
M. J.	MYERS	ADVISED ME, Jedichelsaac Murphy THAT	•

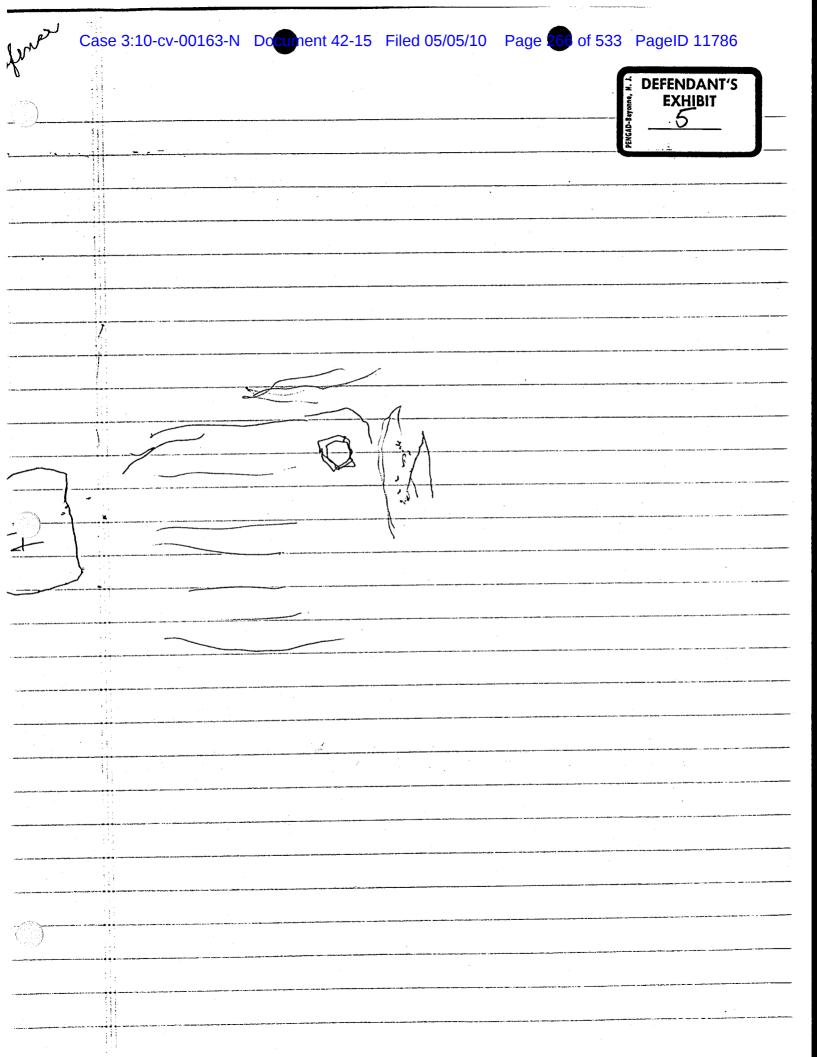
- I HAVE THE RIGHT TO HAVE A LAWYER PRESENT TO ADVISE ME EITHER PRIOR TO OR DURING ANY QUESTIONING.
- 2. IF I AM UNABLE TO EMPLOY A LAWYER I HAVE THE RIGHT TO HAVE A LAWYER APPOINTED TO COUNSEL WITH ME PRIOR TO OR DURING ANY QUESTIONING, AND
- I HAVE THE RIGHT TO REMAIN SILENT AND NOT MAKE ANY STATEMENT AT ALL 3. AND THAT ANY STATEMENT THAT I MAKE MAY AND PROBABLY WILL BE USED IN EVIDENCE AGAINST ME AT MY TRIAL.
- I HAVE THE RIGHT TO TERMINATE THE INTERVIEW AT ANY TIME.

I UNDERSTAND ALL OF THE ABOVE EXPLAINED RIGHTS.



# WARNING TO BE GIVEN BEFORE TAKING ANY ORAL OR WRITTEN CONFESSION

ON TI	1E /3	DAY OF	Oct	ober	, 19 20c	, AT	o'croci	KM,
M.	J. My	ers		ADVISED	ME, Jea	didial =	Esque Musq	· <sup>1</sup> yTHAT
1.	I HAVE TH TO OR DUR	E RIGHT	TO HAVE	A LAWYE NING.	r Present	TO ADVI	SE ME EITHE	R PRIOR
2.	IF I AM U APPOINTED	NABLE TO COU	O EMPLOY NSEL WIT	A LAWYE H ME PRIC	R I HAVE	THE RIGH DURING A	T TO HAVE A	LAWYER ING, AND
3.	I HAVE TH	E RIGHT	TO REMA	IN SILENT	ר אווה אוחים	MAVE AND	Y STATEMENT LY WILL BE	•
4. ]	HAVE TH	RIGHT	TO TERM	NATE THE	INTERVI	E₩ AT ANY	TIME.	
		•	• .					
I	UNDERSTA	ND ALL	OF THE A	BOVE EXP	LAINED RI	GHTS.	•	
SIGNED							•	
						•		• · · · · · · · · · · · · · · · · · · ·
ITNES	5				•			



Svr: 01-40745 Def: Unknown

# ATTEMPTED SUICIDE Svc # 01-040745 5/06/01

Comp: Murphy, Jedidiah w/m dob: 9/01/75

#1

R. Allwardt #133



Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 270 of 533 Page ID 12X HBIT Michael & Jane Bony if In affended you by usu During the interegation today with Detective the myers he made more than a few false statements. First of all in the interegation room there was survalance equipment conceled in a desk on the left side of the deske There were 2 microphones and on The opposite side there was a small hole dulled into the upright part of The desk that Contained a Cainera. The Mason I know the to be True in because when I was smoking Mr Myles had an aleign to it so he deft me piece was missing from the top of The left side of the deske while reaching acrose to put out my cigarrett I looked into the space and saw the Two small round munophones in the disk. Oleo about the camera they made me Sit in the same place in the room everytime I was in there and it happened to be directly in front of the hole drilled suto the disk and right beside the missing piece of plastic from the desh that contain the microphones. Also for him to say I wasn't obviously drunk was impossible I deank I 18 packe of been and half a bottle of bourson. They asserted some at F.00 am in the morning I didn't get into the bed witell after 1200 An so only slept I hours some the stime this cell occured. They interegated me from then untill after 12:00 moon the next day Me Murphy the first shift supervisor well attest to them. Don

Every once in a while I can think clearly margh its a muacle for me to be thinking so clearly. It would be worth you while to have Jim Even to have sony consen Muchail Robation look at the desh in question. Till quarantee you would be surprised at what you find.

Senerely

for what its worth the person who in quelty of this lever within my head and ar I'm writing you this mon his lauguing at how I'll fuy and I'm afraid I won't have many more Clear thoughts. Like I tell my family if I could plug misself will a J.V. and you could see how many difficult speople and voices and wisions I deal with everyday you would understand why for the last 16 years Dire manted to die. The only reason D' haunt is because they would win If I don't don't get help soon thought the township of the soon thought the soon thought the soon of the soon thought the soon of and a design and the second of mind is getting worse I made my medication AS. A.P. The Paychyaturo here blosent thinks too fond of one thate why I asked to see if I could chave one of my doctore work we her. Michael if bronestly my Choice are life of death I'm poleading guitty. Life in prison is death to me

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 278 of 533 Page | DEFENDANT'S **EXHIBIT** 6B Devertions for my lawyers Of I don't understand why they haven't started me on my regular medication seeing how more than 3 doctor presided The same thing and gave the same diagnosis (Marke Dipussion, Dissociative Bithan Pergetic Del understand that my case is the forgon one of high people and protection is a question, however Sive been in more than 3 montal institutions and never once hunt anyone, nor did anyone in the medital ward 2 feel nevous or angry downed me In not a houble monster that the media wants me to be. I was once a loving father, france, and friend to many people. I have attenmental desorders and on my medication I am just as normal as the average passery on the street. The reason this happened is because I quit taking my mede because again. I toned them to the side taking them occaseionally when I felt it was nessary. The medication I was on was as listed and the only reason clim telling you this is because without them All laose my mind, "Kortetain, Cerequel, Deparcont, Cogentin to counteract the effects of the Southin, Halandol, Colonigan, Effector, and because of unexplained serjen Tegretal. atwan of for a smood stabely O. O. E. C. page O Case 3:10-cv-00163- Document 42-15 Filed 05/05/10 Page 274 of 533 PageID 11794

(b) The reason I'm writing you this in bleause it was sudgested by my bother in down Jim Erwin. I understand they have a Projectic floor here in their juil facility. My problem is more Propriative than medical. I'm not sue why they have me here where I am but a Esyciation is what I need for me to be locked up unde a bow with no J.V. moone to conversate with and nothing but my thoughte will bill me. When I black out, someone the takes over and I never believed it untile now but the only way to stop whatever it is, in with medication In Glen Esterbrook, from Glen vake, & De Roscos from Temberlaun Can explain more about itie I tishen I go before the funge I worke leke to love presentable. My family well Than me. bring me a nuce suit so that I can at least feel respectable. I ask you these things out of total respect for you, and I only hope my information will be of some length to you. I believe I'm blessed to have an attourney of your Stature on my side & I know you'll de your best. Please help me with a Resignatust while I have what little of my mind left. In alway suffering from halucinotione and auditory visione. I need your help desqually. I despectly need my mede! Jan Ed.

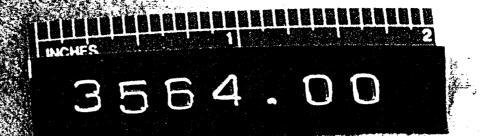
Page 276 of 5932 PageID 11796
EXHIBIT Case 3:10-cv-00163-N Docur nenderendanted ( Michael their solution to my problem with my palicenations is stripe me naked and strape me down on the floor michael they are more than just halvecination, I can hear them and they can touch me. I Can't put ento worde how tendaging they are, fortunally they are not to the point where I fear for my life! that work here. Till till you and you are than I can The halucinations only get worse from here, eventually I will loose my mind Completely. The reason of write there things down is because Ill forget to tell you when I say you the having a bad nightmare you can't wake up from. The only relief I get is with my meds or when I sleep. Please Please Elease help me before I loose it completely! Please Call Book Temberlawn for Dr. Roscon and Glen Jode for Dr Glen Esterbrook Gust so you know the neason of drunk is so veracously is so I don't have these problems. [ Joday is I think the 23 id Sive written the Bychistist at least 5 better stating my problem like I was told to do. She has yet to access the setuction or I need help lif she is the only one who can give it to me my puttens ary just beginning. Please make thise people

Heart hours she med south the south she she





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EXHIBIT

SEND TO: JP Ozelle Wilcoxson - Van Zandt County

Van Zandt County Sheriff's Office -Van Zandt County District Attorney

### THE SOUTHWESTERN INSTITUTE OF FORENSIC SCIENCES AT DALLAS

5230 Medical Center Drive P.O. Box 35728 Dallas, Texas 75235 (214) 920-5900

CAUSE OF DEATH

Date: 06 OCT 2000

Case No. JP3564-00-2564JD

Name of Deceased: Cunningham, Bertie (TENT) 80 / White/ Female

Residence of Deceased: 2749 Laurel Oaks Drive Garland, Texas 75044

Place of Death : Livingston Creek, 1mi.S. of Edgewood

Place of incident/discovery: Highway FM 859

An AUTOPSY was performed and the cause of death is : Gunshot wound to head

Manner of Death: HOMICIDE

Pending: Reason:

Comment:

Medical Examiner

**DEFENDANT'S** 

DARLINE W. LABAR, OFFICIAL REPORTER

JOHN CLAUDE KRUSZ, PhD,MD

**ANODYNE PainCare** 5446 Glen Lakes Drive Dallas, Tx. 75231 tel(214)750-6664; fax (214) 750-6671 BOARD CERTIFIED IN NEUROLOGY AND PSYCHIATRY, PAIN MANAGEMENT AND EEG

### INITIAL NEUROLOGIC EVALUATION

Jedidiah Murphy 6/1/2001 DOI:gun shot wound, 1996;thumb injury, 2000

HISTORY: 25yr old right handed male brought from Lew Sterrett facility for evaluation of left hand function. He sustained a GSW to his left palm in 1996 when a .22 cal handgun discharged and the bullet fragments were removed from the dorsum of the hand. He has had numbness of the last 4 fingers of his hand since that time below a scar line in the middle of the palm, with worse loss of feeling onthe palm side of the hand. He ruptured an ulnar collateral ligament in his left thumb in June 2000 while at work when he snapped his thumb backwards. This required more surgery and left his side of the thumb numb to any feeling.

PAST MEDICAL HISTORY: unremarkable

PAST SURGICAL HISTORY: as above

**HEADACHE HISTORY:** none PAIN HISTORY: none **MEDICATIONS:** none **ALLERGIES:** none

**EXAMINATION:** (limited to left upper extremity)

EXTREMITIES/PULSES: Normal extremities without deformities; pulses symmetric without cyanosis,

clubbing or edema. Skin color is symmetric bilaterally. There is a well-healed scar on the ventral (palm) surface, 5cm going across the hand. One the dorsal surface there is a 1.5cm x 0.5cm scar in the center of the hand. A third scar 1.5-2cm is noted 3cm above the wrist crease at the base of the thumb.

### **NEUROLOGIC EXAMINATION:**

### MOTOR:

UPPER EXT: 5/5 for all proximal and distal muscles, except the following in the left hand: weakness of lumbrical muscles and distal flexors of fingers and at distal joint of the thumb; thumb apposition is weak as is thumb extension, compared to the right side.

SENSORY: There is loss of sensation to pinprick, light touch and temperature on the ventral side of all 4 digits, left side and on the side of the thumb opposing the second digit.

**IMPRESSION:** 

Motor and sensory findings secondary to traumas to the left

hand as above.

PLAN/RECOMMENDATIONS: Nerve conduction study with central responses.

### **NERVE CONDUCTION VELOCITY STUDY**

The left median motor amplitude was low, suggesting axonal neuropathy in this trunk; left median sensory velocity was slightly slowed. The ulnar sensory amplitude was low, again suggesting axonal neuropathy in this trunk.(see accompanying worksheet)

### **CENTRAL RESPONSES**

Left median H reflex and F wave is markedly prolonged; this is also true for the ulnar nerve. This suggests profound neuropathy in both nerve trunks.(see worksheet data)

John Claude Krusz, Ph.D., M.D.

cc:Michael Byck

1159 PM

Filed 05/05/10 Page 287 of 533 PageID 1/1807

Pand al Wyshy 6 SW 1996 to falen .22 - shattered hand balled up legt i Wunde figers ar verture side suptimed when collatered when the summer Suggested Dem sear rent cut (mo Imp weakness of distal thumb & forefriger husden with severe Injung Changes whall fingers The s

PageID Case 3:10-cv-00163-N 38 of 533 8230 Walnut H1 Dallas, Texas 11Phone: (214) 750-6664 Document 42-15 Filed 05/05/10 **Page** FROM: <u>7</u>0: IKPRESSION: Ulnar (Sensory) Musculocutaneous (Motor) Radial (Motor) Ulnar (Motor) Ulnar (Motor) Ulnar (Motor) Kedian (Sensory) Median (Motor) Radial (Sensory) Median (Motor) Kedian (Kotor) KERYE TESTED 8230 Walnut Hill Lane, Suite 614 John Claude Krusz, Ph.D., M.D. 111444 Kedian KERYE TESTED remopethy in median るるる 75231 NERVE CONDUCTION STUDY (UPPER EXTREMITY) RECORDING SITE Abd. pollicis br Exaper Arm 2 Thoracic Outlet Thoracic Outlet Thoracic Outlet 4: 4: V SEGKEKT Upper Arm Upper Arm E122103 Foreara **Forearm** Foreera Forearm CENTRAL RESPONSES 4 31.9, 21.5 F 33.7 P YALUE 12.1 AYLUE some 4,0 0 27 87 27 5 AMPLITUDE z LATEKCY > 17.5 KORWAL > 11.0 KORKAL DATE: PATIENT: チックサ 41.2 AYLNE 5 52.6 AYLNE CONDUCTION YELOCITY KN OL NA WETER / SEC 6 have trunk > 50 ÷ 51 \ \ \ \ \ > 52 > 53 > 52 × 59 > 50 > 54 KORKAL KORKAL 5 S 8,3 YALUE  $\mathcal{W}$ YALUE 1,66 7 OISTAL LATENCY 32 **WETERS/SEC** 0 NOTIVENO < 3.80 < 3.60 < 3.80 KORKAL < 4.00 KORKAL <u>.</u> ^ ;; 23 suggestive of 14 33539

## CRIMESTOPPERS REWARD WANTED FOR ROBBERY

#### **CALL CRIME STOPPERS 469-TIPS**





SUSPECT: Hispanic Male

AGE: 16-17 years old

PHYSICAL: Slim 5' 9" tall

150 - 160 lbs Brown Hair Brown Eyes

DRESS: Blue Jeans, Dark Pull Over Shirt, Dark Cap

CRIME: AGG. ROBBERY
Small Caliber Revolver

LOCATION: On Video

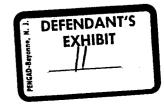
1900 Baird Farm

Rd.

Arlington, Texas

DATE: August 7, 1997 9:00 pm





## Arlington Police Department SUSPECT WANTED FOR

Aggravated Sexual Assault Contact Det. T. DeShazor 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: Hisp. Male 30's

PHYSICAL: thin build

5'7" 150lbs short hair curly blu/grn eyes mustache

DRESS: dickey style pants

and shirt

**CRIME: Sexual Assault** 

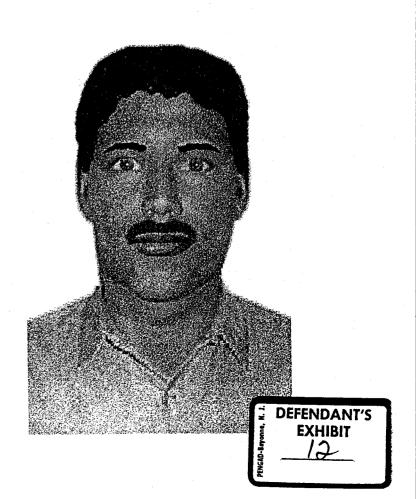
LOCATION: Fielder Sq. Apts.

408 N. Fielder Rd.

**Arlington, Texas** 

972620535

**DATE: Sept. 17, 1997** 



# **Arlington Police Department**

Suspect Name:

age, small build - thin, Blk hair - receding, Hispanic or white male, 30-40 years of Pink Tank Top, and Turgoise shorts, chest hair and hairy back, dark

complected with one day beard.

Additional Information:

would get her. He exposed his penis and masturbated in front of the victim as he approached the victim and told her he Apts/Pool - 2604 Furrs. Suspect Indecent Exposure - River Ridge spoke to her.

Case Number:

972280302

972280302

Case Name:

Indecent Exposure Type of Crime:

Composite Date:

August 16, 1997

August 29, 1997

Composite By:

Det. D. H. Ligon 541

**SUSPECT A** 

FOR LAW ENFORCEMENT USE ONLY

Date and Time of Crime: Suspect Description: DEFENDANT'S EXHIBIT /3

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# **Arlington Police Department**

Suspect Description: Suspect Name:

UNKNOWN W/M

FOR LAW ENFORCEMENT USE ONLY

WHITE MALE 28 YOA, SLIM BUILD, 5'9" BRO/BLOND HAIR SHORT, SLIGHT 140-145LBS, SLIM BUILD, LIGHT

MUSTACHE, BASEBALL CAP, WHITE SHIRT. SUSPECT HAS HEAVY TATTOO'S AROUND NECK -SPIDERWEB OR SIMILIAR

Additional Information:

SANDWITCH SHOP 4654 S. COOPER AGG. ROBBERY 8/22/97 SUBWAY ST. - SUSPECT IS ARMED WITH SMALL CALIBER HANDGUN

972340498 Case Number:

Type of Crime: Case Name:

Agg. Robbery

Robbery

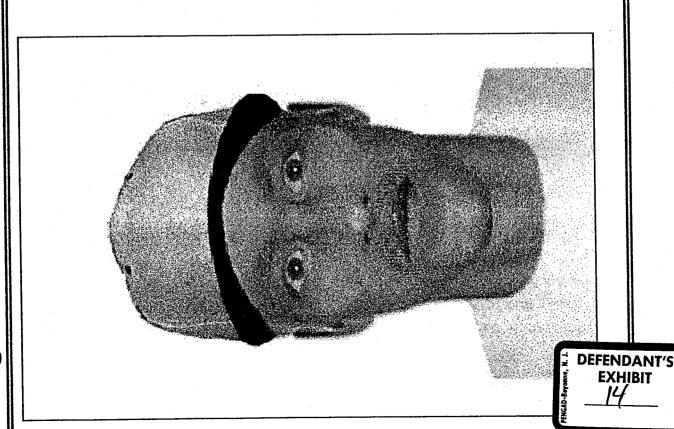
Date and Time of Crime: August 22, 1997

September 02, 1997 Composite Date:

Composite By:

D. Ligon #541

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## Arlington Police Department SUSPECT WANTED FOR

Aggravated Robbery
Contact Det. B. Stewart 459-5303 or
CRIME STOPPERS 469-TIPS-459-5303





**SUSPECT: Hispanic Male** 

AGE: 25-27 yoa

PHYSICAL: slim build

5'6" 140-150lbs Sht. Black Hair Brown Eyes

Spider Webb Tattoo

DRESS: Blue jeans

Plaid shirt, Hat

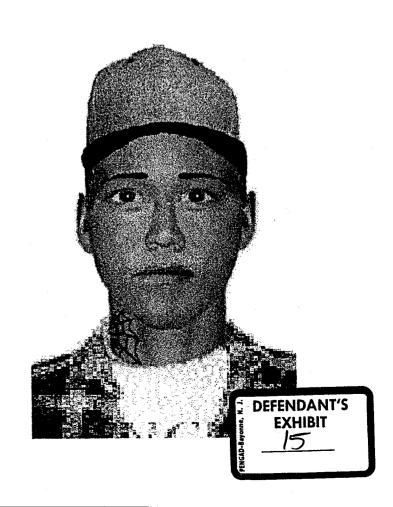
CRIME: Agg. Robbery

**LOCATION: Elk Lodge** 

601 W. 303

Arlington, Texas

DATE: August 26, 1997 12:48 am



### Arlington Police Department SUSPECT

#### WANTED FOR

Aggravated Robbery
Contact Det. J. Stanton 459-5303 or
CRIME STOPPERS 469-TIPS-459-5303





SUSPECT: Black Female

AGE: 39-40 yoa

PHYSICAL: med. build

5'7" 160lbs

Braided hair to

shoulders Brown Eyes

DRESS: black pants

white button up shirt

CRIME: Agg. Robbery

LOCATION: Bank of America

2206 S. Colins Collus

200 Arlington, Texas

DATE: August 1, 1997 12:30 p.m.



# CRIMESTOPPERS REWARD WANTED FOR Attempted Sexual Assault

#### **CALL CRIME STOPPERS 469-TIPS**





SUSPECT: White Male

AGE: 20-25 year of age

PHYSICAL: Slim 5'7" - 5"10

150 160lbs dirty blond hair Brown Eyes

**DRESS: Blue Jeans** 

**Orange Pull Over** 

**CRIME: Agg. Robbery** 

**LOCATION: Southern Hills Apt** 

2619 Nikos Plc. Arlington, Texas

DATE: August 6, 1997 2:36 a.m.



# CRIMESTOPPERS REWARD WANTED FOR Attempted Sexual Assault

#### **CALL CRIME STOPPERS 469-TIPS**





SUSPECT: Black Male

AGE: 20-25 years old

PHYSICAL: Med. Buid 5' 9" tall

170 lbs Black Hair Brown Eyes

DRESS: Kahki Pants, Blue Pull

Over Shirt

CRIME: Attempt Sexual Assault

**LOCATION: Timber Ridge Apts.** 

1305 Elite Cir. Arlington, Texas

DATE: August 20, 1997 8:30 am



#### **Arlington Police Department** REWARD WANTED FOR

#### **Aggravated Robbery** Contact Det. J. Stanton 459-5303 or **CRIME STOPPERS 469-TIPS**





SUSPECT: H/M 25-30 yoa

PHYSICAL: Slim Build

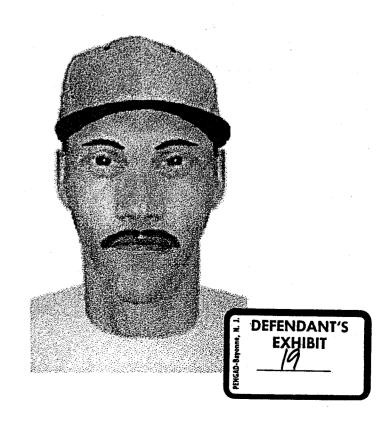
6' 150+ lbs sh. dark hair

CRIME: Agg. Robbery

**LOCATION: Subway Sandwich** 

2254 N. Collins Arlington, Texas 981010027

**DATE: April 11, 1998** 



## Arlington Police Department REWARD WANTED FOR

#### **Attempted Kidnapping**

Contact Det. J. Ford 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: W/M 30+ yoa

PHYSICAL: Stocky Build

6' 200+ lbs

sh. Lgth brn hair

**CRIME: Kidnapping** 

LOCATION: Exxon

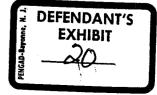
1900 E, 303

Arlington, Texas

981030439

**DATE:** April 13, 1998





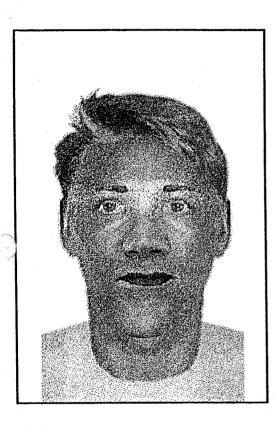
#### SPECIAL BULLETIN

April 16, 1998

#### **Arlington Police Department**

620 W. Division Street Arlington, TX 76010 Bulletin #

#### RAPE



Chief David Kunkle

Suspect Name: UNKNOWN

**Known Aliases:** 

Description: W/M, 30+YOA, 5'8" Tall, 180lbs Stock Build,

Short Light Blond Parted Hair, Blue Eyes

Associates:

**WARNING:** 

**Armed and Dangerous** 

Case Number:

980980591

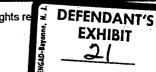
Warrant:

None

Synopsis: On 4/8/98 1730hrs the victim was approached by the suspect in the 500 block of Browning Drive. The suspect displayed a blue steel semi-automatic pistol and forced the victim to a near-by field where he sexually assaulted her.

Contact: [

Det. E. Hayes 459-5710



## Arlington Police Department REWARD WANTED FOR

#### Aggravated Robbery Contact Det. D. Nutt 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M

PHYSICAL: Med Build

6'. 175 lbs

med curly hair

dk. eyes

mustache gotee

clear do cap

CRIME: Agg. Robbery

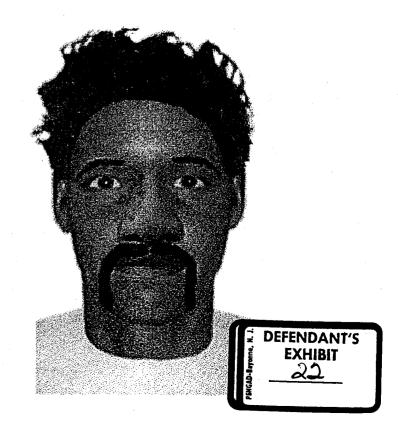
LOCATION: Fina

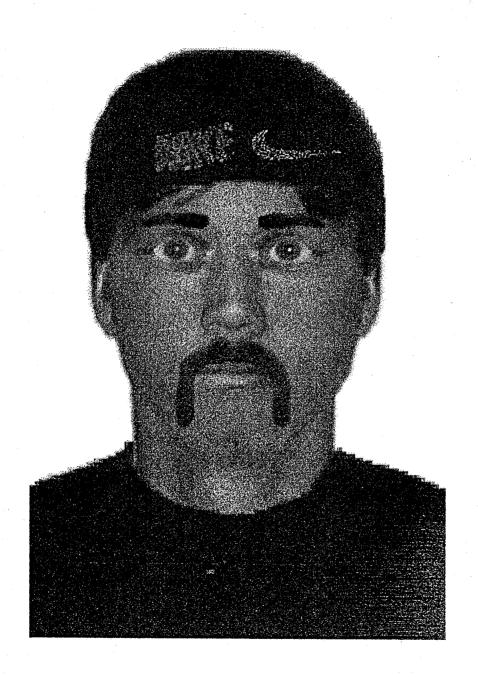
2005 Copeland Rd.

Arlington, Texas

980990259

DATE: March 8, 1998 2345





DEFENDANT'S
EXHIBIT
23

### Arlington Police Department DO YOU KNOW THIS MAN?

Possible Kidnap Suspect

Contact Det. D. Nutt 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M 30's

PHYSICAL: Muscular Build

Unk Ht. 180 lbs sht. Cropped hair

dk. eyes

Vehicle: Silver or Gray

Beat-Up Older Toyota Corolla

**CRIME: Missing Person** 

**LOCATION: Street** 

3000 Blk. W.Division Arlington, Texas

980460309

DATE: Feb 15, '98 1200hrs



EXHIBIT

# Arlington Police Department SUSPECT WANTED FOR AGGRAVATED ROBBERY

Contact Det. J. Stanton 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: KW/M

PHYSICAL: Med. Build

506 150-60lbs shaggy hair blue eyes

DRESS: black jacket

blue jeans

CRIME: Agg. Robbery

**LOCATION: Chevron** 

3394 S. Watson Arlington, Texas

980310166

DATE: Jan 31, 1998 0800hrs





980020242

Agg Robbery
The Defendant's EXHIBIT

26

## Arlington Police Department SUSPECT WANTED FOR THEFT

Contact Det. J. Beckerley 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/F

PHYSICAL: Med. Build

506 120-30lbs braided hair dark eyes glasses

DRESS: beige sweater

CRIME: Theft

**LOCATION: Hancock Fabrics** 

923 E. Park Row Dr. Arlington, Texas

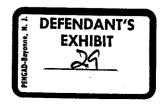
973380369

DATE: Dec. 4, '97 1530hrs





973470553



# Pantego Police Department SUSPECT WANTED FOR

Aggravated Assault Contact Det. S. Blackney 2742511 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M 30-35yoa

PHYSICAL: slim build

5'10" 170 dark eyes matted beard

DRESS: blue jeans

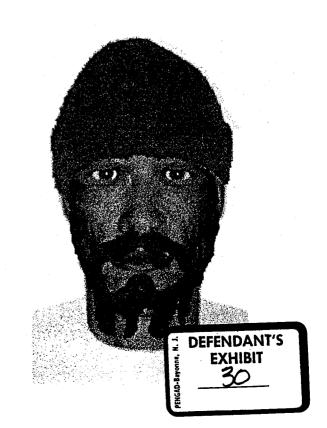
dark jacket dark watch cap

CRIME: Agg. Assault

LOCATION: Great Am. Car Wash

2290 W. Hwy 303 Pantego, Texas 971225116

DATE: December 8, 1997



Attempted Kidnapping Contact Det. D. Nutt 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M 30-35yoa

PHYSICAL: slim build

5'10" 140-50lbs short dark hair

dark eyes

goatee mustache

**DRESS:** black pants

wht tee shirt

dark hat backwards

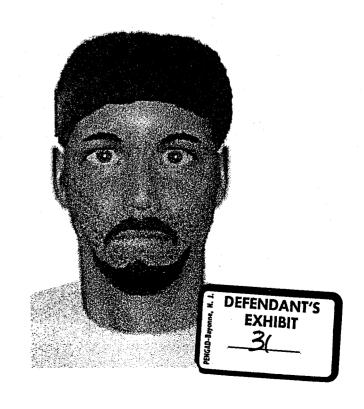
CRIME: Attempt. Kidnapping

**LOCATION: Timbercreek Apts** 

6521 Timbercreek Arlington, Texas

973280399

DATE: November 24, 1997 1614hr



Aggravated Sexual Assault Contact Det. D. Ligon 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M 30's named "Tito"

PHYSICAL: med build

5'10" 165lbs

short shaved hair

dark eyes thin mustache

DRESS: blue jeans

wht tee shirt

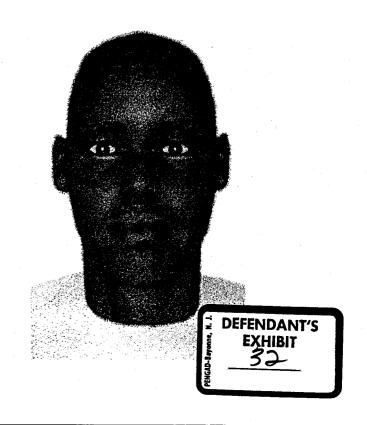
CRIME: Agg. Sexual Asslt.

**LOCATION: Peep N Toms** 

2925 E. Abrams Arlington, Texas

972990076

**DATE: Oct 25, 1997** 



# **Arlington Police Department**

Suspect Name:

Suspect Description:

**SUSPECT A** 

FOR LAW ENFORCEMENT USE ONLY

Suspect dressed in womens clothing and B/M 6' 165-70 lbs, slim build, 25-30 yoa.

long black womans wig.

Additional Information:

972830480 Case Number:

Case Name:

972830480

Type of Crime:

Robbery

October 10, 1997 Date and Time of Crime:

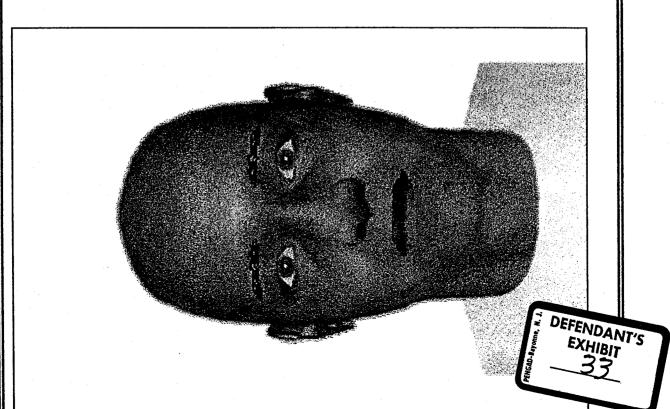
Composite By:

Composite Date:

SUPERUSER

October 17, 1997

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Aggravated Robbery Contact Det. D. Nutt 459-5303 or CRIME STOPPERS 469-TIPS





**SUSPECT: B/M 25-30** 

PHYSICAL: slim build

6' 165lbs

womens dark dark eyes red lip stick

DRESS: blue dress

high heels

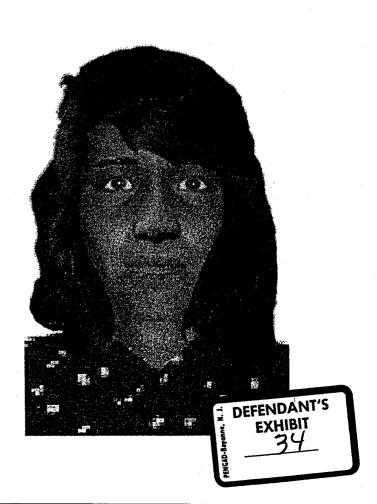
CRIME: Agg. Robbery

**LOCATION: Trader Jims** 

929 W. Division St. Arlington, Texas

972830480

**DATE:** Oct 10, 1997



Aggravated Robbery Contact Det. J. Stanton 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: B/M 30-35yoa

PHYSICAL: slim build

6' 130lbs

short shaved hair

dark eyes

thin goatee mustache

DRESS: black pants

wht tee shirt

CRIME: Agg. Robbery

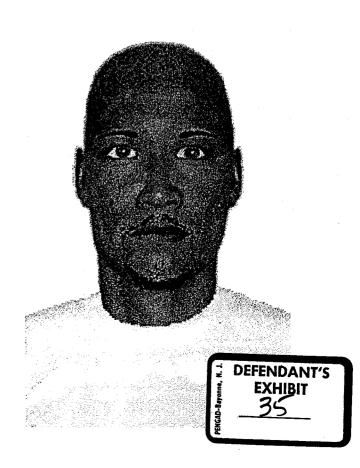
**LOCATION: Holly Park Apts** 

400 Holly Park Dr.

**Arlington, Texas** 

972840032

DATE: Oct 11, 1997 0045hrs



Aggravated Sexual Assault Contact Det. T. DeShazor 459-5303 or CRIME STOPPERS 469-TIPS





SUSPECT: Hisp. Male 30's

PHYSICAL: thin build

5'7" 150lbs

short hair curly blu/grn eyes

mustache

DRESS: dickey style pants

and shirt

**CRIME: Sexual Assault** 

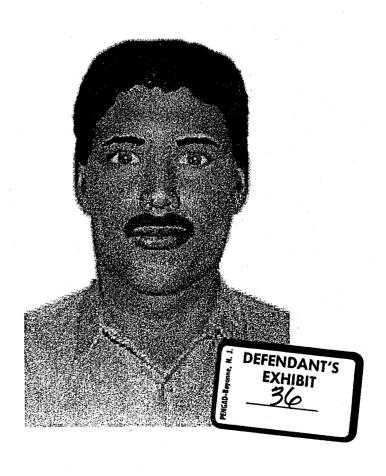
LOCATION: Fielder Sq. Apts.

408 N. Fielder Rd.

Arlington, Texas

972620535

**DATE:** Sept. 17, 1997



Case	3:10-cv-00163-N Decement 42-15 Filed 05/05/10 Page 340 of 533 PageID 11860 Page 41
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10	Defendant's Exhibit Number 37
11	Dr. Peek Vita
12	(Copy attached)
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# LEON ASHLEY PEEK, PH.D.

DEFENDANT'S
EXHIBIT

May 2000

### **BIOGRAPHICAL DATA**

Offices:

207 West Hickory Street, Suite 310, Denton, Texas 75201

940/382-1957, Fax 940/591-0644

Dispute Resolution Graduate Program

Southern Methodist University

SMU-in-Legacy, 5236 Tennyson Parkway, Plano, Texas 75024-3541

972/473-3435

Born:

DeLand, Florida - March 31, 1945

Social Security Number: 229-58-9038

### **EDUCATION**

B.S.

Psychology

Virginia Commonwealth University 1970

M.S.

Clinical Psychology

Virginia Commonwealth University 1973

Ph.D.

Psychology

Virginia Commonwealth University 1976

# PROFESSIONAL EXPERIENCE

Licensed to practice psychology in Texas 1976 to present.

1970-73

Virginia Commonwealth University:

Graduate Teaching and Research Assistant

1973-74

Medical College of Virginia:

Fellow and Research Associate, Supportive Therapy Group

Department of Medicine

1974-91 University of North Texas:

Assistant Professor of Psychology (1974-80)

Tenured 1980

Associate Professor of Psychology (1980-91)

Teaching areas: Child and adult assessment, statistics

Director, Behavioral Medicine Program

1977- Private consulting practice of psychology:

Families and children

Forensic consulting: primarily family law

Dispute resolution psychology

Rehabilitation and Neuropsychology

Jury research and consultation

1982- McCarron-Dial Systems, Dallas, Texas:

Consultant and trainer for work evaluation and neuropsychology workshops for adults and children, develop neuropsychological and rehabilitation tests

1985-87 North Texas Back Institute, Plano, Texas:

Director of Behavioral Medicine Psychology

1985-93 Wilmington Institute of Trial and Settlement Science:

Director of Research, Product and services development

Consultant

1987- Baylor College of Dentistry:

Lecturer in Behavioral Medicine Psychology

1999. Southern Methodist University

Lecturer, Dispute Resolution

# PROFESSIONAL AFFILIATIONS

Psi Chi Honorary Fraternity
American Psychological Association
American Psychological Society, Charter Member
Fellow, American Board of Medical Psychotherapy
Fellow, American Board of Forensic Examiners (Psychology)
Diplomate, American Board of Medical Examiners (Neuropsychology)
Southwestern Psychological Society
Texas Psychological Association
North Texas Psychotherapy Association; President 1989
Selwyn School, Board of Directors, Pre-K - 12, 1979-1990.

# WORKSHOPS GIVEN AND PRESENTATIONS MADE

Life history antecedents in drug users. Southeastern Psychological Association, 1973.

Expectancy, false physiological feedback and desensitization in the treatment of social anxiety. Southwestern Psychological Association, 1977.

Approaches to learning disabilities: an invited address. Las Conferencias sobre Problemas de Aprendizaje, DIF, Jalisco, Mexico, 1978.

Ecological and behavioral medicine conference, Dallas, Texas, 1979.

Work evaluation assessment: Adults and at-risk children. A workshop presented to: Goodwill Industries, Inc., Milwaukee WI, 1984. East Central Oklahoma University, Tulsa OK, 1984. Association for Retarded Citizens, Peoria IL, 1984. Hope Haven School, Rock Valley IW, 1984.

Treatment of dysmenorrea: A workshop. Society of Behavioral Medicine, 1984.

Behavioral Medicine Training at North Texas State University. Society of Behavioral Medicine, 1984.

Rehabilitation evaluation. A workshop concerning the neuropsychological assessment of retarded and demented adults and children presented to the Department of Occupational Therapy, University of Miami, Miami, Florida, 1985; to Association for Retarded Citizens, Staten Island, New York, 1986; to Texas Back Institute, Plano, Texas, 1986; to Thresholds, Chicago, Illinois, 1987; Williamston, N.C., School District, 1987; Region V Educational Services Center, Paris, Texas 1988.

- Neuropsychological Test Administration. A workshop presented to the Northeast Independent School District, San Antonio, Texas, 1987.
- Psychology of Dispute Resolution. Symposium at the Annual Convention of the Texas Psychological Association, San Antonio, Texas, 1987.
- Alternate Dispute Resolution. Symposium at the Annual Convention of the Texas Psychological Association, Austin, Texas, 1988.
- Trial Science. Young Lawyers Association Continuing Legal Education Series, San Antonio, Texas 1990.
- Jury Selection. State Bar of Texas Continuing Legal Education Series, Midland, Texas, 1990.
- Parenting the Difficult Child. Green Oaks Hospital, Dallas, Texas 1990. Denton Regional Medical Center, Denton, Texas, 1991.
- Psychology in the next century. A workshop presented at the annual convention of the Texas Psychological Association, November, 1991.
- Psychology of death. Campus Ministry of Denton, University of North Texas, 1991.
- Stress management. Church Secretaries Association convention, October, 1991.
- Child development in mediation. Dallas/Fort Worth Law School, January, 1992.
- What is best for the child in divorce. Dallas/Fort Worth Law School, January, 1992.
- Trial and settlement psychology. Texas Psychological Association, Dallas TX, 1992.
- Limiting exposure to large jury verdicts and punitive damages. Chubb Insurance Companies continuing education, 1993.
- Interviewing the client. Greater Denton Legal Assistants Association, Denton TX, 1993.
- How to tell the truth effectively. Presentation to the Advanced Litigation Support Seminar. Kenneth Leventhal & Company. April, 1993.
- Stress and Grief. Presentation to the Compassionate Friends, Denton, Texas 4/28/94.

Falling through the Cracks: Child Abuse. Presentation at Charter Grapevine Behavioral Health, November, 1994.

Assessing the Assessor: Child Abuse Interviewing. Presentation at Charter Grapevine Behavioral Health, January, 1995.

Juvenile Sex Offender. Presentation to East Texas State University, Commerce, Texas, August 3, 1995.

Child Custody Assessment: A Comparison of Four Empirical Approaches. Presentation to the Convention of the American Psychological Association, New York, August 8, 1995.

Sexual Violations Training Seminar. Health Professions Council, State of Texas, Austin, Texas, 3 March 1996.

Psychological factors. Texas State Convention, Huntington's Disease Society of America, Arlington, TX, May 1996.

Masters on Jury Selection, Invited participation. American Board of Trial Advocates, Dallas, Texas, August 1999.

Avoiding a lawsuit: How to practice legally and safely, Invited presentation. Denton Area Psychotherapists' Association, October, 1999.

Focus Group Outlines. Psychology of Juries and Witnesses seminar, Wilmington Insititute, Dallas, Texas, March 2000.

# **PUBLICATIONS**

Custody Quotient: Research Edition. A psychological assessment instrument for evaluation of child custody decisions. Dallas, TX: Wilmington Institute, 1987. Manual for the Custody Quotient: Research Edition. Dallas, TX: Wilmington Institute, 1987. (with Gordon, R.)

Mental Health Check-Up - Adult, 2nd ed. A psychological assessment instrument. Dallas, TX: Wilmington Institute, 1987. (with Gordon, R.)

Mental Health Check-Up - Child, 2nd ed. A psychological assessment instrument. Dallas, TX: Wilmington Institute, 1987. (with Gordon, R.)

- Custody Quotient: National Research Edition. A revision of the 1987 edition extended to reflect the family law in the 50 USA states. Dallas, TX: Wilmington Institute, 1988.

  Manual for the Custody Quotient: National Research Edition. Dallas, TX: Wilmington Institute, 1988. (with Gordon, R.)
- Custody Quotient Manual, 1989 Edition. Dallas, TX: Wilmington Institute, 1989 (with Gordon, R.).
- SSSQ Reports (An article in a book). Street Survival Skills Questionnaire Manual. Dallas: Common Market Press, 1983.
- SSSQ Computer Report (A report generating computer program for the Street Survival Skills Questionnaire). Dallas: McCarron-Dial Systems, 1983. (With Dial, J., & McCarron, L.)
- Insomnia in Cancer Patients: Muscle relaxation treatment. Journal of Behavioral Therapy and Experimental Psychiatry, 1983, 14 (#3, September). (with Cannicci, J.)
- Testing the null hypothesis: An unstatement. Multivariate Experimental Clinical Research, 1979, 4, 133-7. (with Lawlis, G.F.)
- Automobile Safety in Children. Austin TX: American Academy of Pediatrics, Texas Chapter, 1979. (with Toledo, J.R., Butler, J.R., & Burke, A.)
- Motor vehicle related child deaths: A plea for action. Resources in Education, 1978, 10. (with Toledo, J.R., Butler, J.R., & Faherty, J.K.)
- A Possible Etiology for Hyperactivity, a videotape film. Denton TX: North Texas State University, 1978. (with O'Banion, D.R., & Butler, J.R.)
- Delta-9-tetrahydrocannabinol as an effective anti-depressant and appetite stimulating agent in advanced cancer patients. Proceedings of the International Conference on the Pharmacology of Cannabis. Washington DC: National Institute on Drug Abuse, 1974. (with Regelson, W., Butler, J.R., Schulz, J., Kirk, T.A., Green, M.L., & Zalis, M.O.) Reprinted in The Pharmacology of Marijuana, Brande, M.C., and Szara, S., eds. New York: Raven Press, 1976.
- Mental Health Check-Up Report, a computer scoring and report generating program, version 0.1. Dallas, TX: Wilmington Institute, 1989.
- Prison factor profile and related scales. *Proceedings of the American Correctional Association*. Washington DC: American Correctional Association, 1974.

Trial Science Poll. Dallas: Wilmington Institute, 1984-1987.

Individual Trait Analysis Program. Dallas: McCarron-Dial Systems, 1985.

PMT Report Program. Dallas: McCarron-Dial Systems, 1993.

- Forensic Psychology at the Turn of the Century. Forensic Psychology for the Journeyman Clinician. Austin, TX.: Texas Psychological Foundation, 1991.
- Advances in Child Custody and Child Abuse Evaluations. Families and Children Reporter, 1994 (March), Whole Number 1.
- New: Custody Evaluation Guidelines of the American Psychological Association. Families and Children Reporter, 1994 (July), Whole Number 3.

### RESEARCH GRANTS

- Children's traffic safety. Office of Traffic Safety, Texas Department of Highways and Public Transportation, 1977, \$94,000. (Co-investigator)
- Infant restraint evaluation. Office of Traffic Safety, Texas Department of Highways and Public Transportation, 1978, \$69,000. (Co-investigator)
- Infant restraint training workshops. Office of Traffic Safety, Texas Department of Highways and Public Transportation, 1979, \$54,000. (Co-investigator)

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**EXHIBIT** 

P. 02

### STATE OF TEXAS

COUNTY OF WALKER

### AFFIDAVIT OF NO DISCIPLINARY RECORDS

### RECORDS PERTAINING TO JEDIDIAH ISAAC MURPHY, TDC #687358

HEREBY CERTIFY THAT I AM THE Record Clerk of the Texas Department of Criminal Justice-Institutional Division, a penal institution of the State of Texas, situated in the County and State aforesaid. That in my legal Custody as such officer are the original files and records of person heretofore committed to said institution. Our regulations and/or official procedures state that our records are kept in the regular course of business, at the office of the above for an employee or representative, with personal knowledge of the act, event or condition, opinion or diagnosis recorded to make memorandum or record or to transmit information to be included in such memorandum or record; and our memorandum or records are made at or near the time of the act, event or condition recorded or reasonably soon thereafter.

After a thorough search of files and information provided we cannot locate any disciplinary records on the above named individual/subject. There are no disciplinary records found at TDCJ-ID for Jedidiah Isaac Murphy, TDC # 687358 because the subject committed no Disciplinary ingractions while Confined as TOCT SOK 687358. The Disciplinary record initially submitted with murphy's records relate to inmute Kariem, El-Amin TOCJ-IOK 68 9358 and while filed in error with murphy's records, are in no way a reflection of murphy's Disciplinary History.

IN WITNESS WHEREOF, I have hereunto set my hand seal this \_\_\_\_\_day of

\_\_\_\_\_\_\_, 2001.

Record Clerk

Seal TDCJ-ID

The director shall certify under the seal of the institutional division the documents received under Subsections (a) and (c) of Article 42.09 of the Texas Code of Criminal Procedure. A document certified under this subsection is self-authenticated for the purposes of Rules 901 and 902, Texas Rules of Criminal Evidence.

Article 42.09, Subsection 8(b) as amended by S.B. 1067, Acts 1993, 73d Legislature.

PO Box 224812 • Dallas, Texas 75222-4812

Phone: 214/468-8880 • Fax: 214/468-8881

TO DEFENDANT'S
EXHIBIT

### **EDUCATION**

Doctor of Psychology, Clinical Psychology, 1996, Baylor University, Waco, Texas (APA accredited) M.S., Human Relations and Business, 1987, Amber University, Dallas Texas B.S., Social Work, 1974, Abilene Christian University, Abilene, Texas

LICENSED PSYCHOLOGIST (Texas No. 26886)

### CURRENT PRACTICE

Clinical Psychologist - Private Practice (Dallas, Texas) July 1998 - present

General and forensic psychology consultation services to public agencies and private clients. Services offered include:

- Adult criminal forensic psychological evaluations and consultations
- · Forensic psychological evaluations for county juvenile systems
- Psychological consultation and training for schools
- Pre-employment evaluations and staff development for law enforcement agencies
- General forensic psychology consultations

### **EXPERIENCE**

Director of Treatment - Correctional Services Corporation - Dallas Youth Academy (Dallas, Texas) August 1998 - March 1999

Directed the implementation of a treatment program (Dallas County Model) for court-ordered juvenile offenders. Responsibilities included:

- Hiring and supervision of clinical staff
- Development of policies and procedures for the program
- Training of direct care staff
- Expert witness testimony
- Consulted with attorneys and county juvenile administrators regarding treatment recommendations
- Provision of direct clinical service

Coordinator - Detention Center Psychology Services - Dallas County Juvenile Services (Dallas, Texas) November 1997 - June 1998

Developed and coordinated psychotherapeutic services for detained juvenile offenders, including design and management of a pilot project for treatment and rehabilitation of juveniles with significant criminal histories. Project approved by Dallas County Juvenile Board and Dallas County Commissioners for full implementation.

 Chaired teams of administrators, detention managers and probation officers to review progress of youths in pilot-project

# GILDA KESSNER, Psy.D. Page 2

- Wrote manuals and designed treatment materials for pilot program
- Made recommendations regarding staffing of pilot program
- Consulted with attorneys, administrators and probation officers on juveniles' mental status and treatment recommendations
- Conducted psychological evaluations for pre-adjudication disposition planning by the courts
- Provided expert witness testimony
- Participated in multi-agency planning and treatment team meetings for complex multi-jurisdiction cases
- Supervised and trained masters level staff, detention staff and doctoral and masters psychology trainees

### Associate Clinical Psychologist IV - Texas Youth Commission

(San Saba State School, San Saba, Texas and Hamilton State School, Bryan, Texas) September 1996 - October 1997

Developed and provided a range of consulting and psychological services in maximum-security juvenile prison system. Was instrumental in establishing psychology department in start-up of Texas' largest juvenile prison.

- Designed protocol used to review status of youths entering and exiting the Hamilton facility
- Served on team that reviewed case histories and determined treatment needs for juveniles admitted to the facility
- Advised management on personnel issues and interviewed professional applicants
- Psychological evaluations of adolescent male offenders
- Developed specialized management programs
- Made pre-release recommendations
- Rotated as Active Duty Officer (management responsibility) of San Saba facility
- Provided staff development and clinical supervision of caseworkers and Juvenile Correctional Officers

### Psychology Doctoral Intern - Arkansas Division of Mental Health Services

(Little Rock, Arkansas) August 1995 - August 1996

Completed American Psychological Association accredited pre-doctoral internship by serving rotations in six clinical settings:

- 1. Arkansas State Hospital, Forensic Services, Two Rotations: Conducted court-ordered psychological evaluations of forensic inpatients to address questions of competency and criminal responsibility. Provided clinical supervision. Provided individual and group psychotherapy with patients acquitted by reason of mental illness or defect.
- 2. Arkansas State Hospital, Acute Inpatient Rotation: Designed and managed specialized programs for patients with extensive histories of inpatient treatment and community placement disruption. Presented proposal for specialized programs to hospital administration, professional staff and representatives of participating community agencies. Trained staff for implementation of specialized treatment programs. Conducted psychological evaluations of patients with acute and chronic mental illness.
- 3. University of Arkansas for Medical Sciences, Arkansas Cancer Research Center, Behavioral Medicine Rotation: Consulted with physicians and treatment teams, primarily on Bone Marrow Transplant inpatient unit, regarding psychological issues and advance directives (withholding or withdrawal of life-sustaining treatment). Conducted psychological evaluations of gestational surrogate and egg donor candidates.

## GILDA KESSNER, Psy.D.

Page 3

- 4. Little Rock Community Mental Health Center Rotation: Served on multi-disciplinary treatment team. Provided short-term and longer-term individual psychotherapy with adults. Conducted psychological evaluations of adults.
- 5. Arkansas State Hospital, Adolescent Inpatient Unit Rotation: Designed and managed the implementation of behavior modification plans. Conducted psychological evaluations and group psychotherapy for patients ages 13-18.
- 6. University of Arkansas for Medical Sciences, Child Study Center, Outpatient Clinic Rotation: Evaluated and provided psychotherapeutic services to children and adolescents (4-18) and families.

Psychology Doctoral Trainee - Baylor University, Clinical Psychology Doctoral Program Practica (Waco, Texas) July 1992 - July 1995 (APA accredited)

Completed three years of applied doctoral training by serving in three clinical settings:

- 1. Department of Veterans Affairs Medical Center, Waco, Texas, July 1994 July 1995
  Completed clinical practicum of three rotations with patients ranging from WW1 era to Desert Storm veterans, including Posttraumatic Stress Disorder Inpatient and Outpatient Units, Acute Inpatient Psychiatric Unit, Extended Care Unit.
- 2. Heart of Texas Mental-Health Mental-Retardation, Outpatient Program, July 1993 June 1994 Conducted evaluations of applicants for county law enforcement positions and consulted with county sheriff's department representatives regarding the findings and selections. Conducted intake interviews and psychological assessments of adults in a community mental health setting and presented findings to clinical staff.
- 3. **Baylor University Counseling Services**, July 1992 June 1993
  Provided crisis intervention and emergency services as well as individual assessment and counseling to university students. Developed and taught course in test anxiety for undergraduate students.

### TRAINING PRESENTATIONS

### Texas Association of Sex Crimes Investigators

(Fort Worth, Texas) Annual Conference, June 1999, "Juvenile Sex Offenders"

### Little Rock Police Department

(Little Rock, Arkansas) Law Enforcement Instructor/Police Recruit Training, 1996, "Police Stress and Suicide"

### **Association of Threat Assessment Professionals**

(Arlington, Texas) Texas Chapter, April 2001, "Assessing Dangerousness from a Psychological Perspective"

### TRAINING AND WORKSHOPS ATTENDED

Forensic Discussion Group, 1997-present (monthly), Southern Methodist University, School of Law, Dallas, Texas

First Annual Texas Capital Defense Conference, March 2001, West Columbia, Texas Contemporary Issues in Forensic Psychology, American Academy of Forensic Psychology, February 2001, San Antonio, Texas

Homicide and Sexual Violence Seminar, Texas Police Association, October 2000, Weslaco, Texas

# GILDA KESSNER, Psy.D. Page 4

Advanced Criminal Law Course, State Bar of Texas, July 2000, San Antonio, Texas

Assessing Psychopathy: Clinical and Forensic Applications of the Hare Psychopathy Checklist – Revised (PCL-R), April 2000, Dallas, Texas

School Violence Prevention, March 2000, Dallas, Texas

Texas Association of Sex Crimes Investigators Annual Spring Conference, February 29 – March 2, 2000, Fort Worth, Texas

A Closer Look: Mental Health Issues in Criminal Cases, December 1999, Austin, Texas Forensic Psychology Workshop, Assessment of Sex Offenders, October 1999, Sam Houston State University, Huntsville, Texas

False Allegations and Pedophiles, June 1999, Fort Worth, Texas

Psychosocial and Behavioral Health in Geriatric Settings, May 1999, Dallas, Texas

Dual and Multiple Addictions, February 1999, Arlington, Texas

Sexually Violent Offender and Advanced Sexual Offender Profiler Course, October 1998, Fort Worth, Texas

Forensic Psychology Workshop, Evaluating Criminal Competencies and Criminal Responsibility, May 1998, Sam Houston State University, Huntsville, Texas

Risk Assessment of Sexual Offenders, March 1998, Dallas, Texas

Hare Psychopathy Checklist - Revised, Inter-rater Training, August 1997, Federal Bureau of Prisons, Bastrop, Texas

Introduction to the Early Memories Procedure, June 1997, Federal Bureau of Prisons, Bastrop, Texas The Clinical and Forensic Use of the Hare Psychopathy Checklist-Revised, May 1997, Federal Bureau of Prisons, Bastrop, Texas

Violence and Criminality: A Gathering of Leading Experts, August 1996, San Diego, California Sixth Annual Texas Forensic Mental Health Conference, April 1996, Vernon State Hospital, Vernon, Texas

Third Annual Arkansas Forensic Conference, March 1996, North Little Rock, Arkansas Contemporary Issues in Forensic Psychology, February 1996, San Antonio, Texas Forensic Certification Training, November 1995, Little Rock, Arkansas Alternative Dispute Resolution/Mediator Training, Fall 1994, Texas Wesleyan University, School of Law, Irving, Texas

### PROFESSIONAL ASSOCIATION MEMBERSHIPS

American Psychological Association Texas Psychological Association Texas Association of Sex Crimes Investigators Texas Police Association

### REFERENCES

Available Upon Request

THE UNIVERSITY OF TEXAS SOUTHWESTERN MEDICAL CENTER AT DALLAS



Department of Psychiatry

J. Douglas Crowder, M.D. Assistant Professor General and Forensic Psychiatry

## **CURRICULUM VITAE**

### **PERSONAL INFORMATION**

Name:

Jaye Douglas Crowder, M.D.

Home Address:

7120 Pleasant View

Dallas, Texas 75231

Home Telephone:

214-341-3781

Date of Birth:

January 26, 1955

Marital Status:

Married

Social Security Number:

459-19-9727

Office Address:

5323 Harry Hines

Dallas, Texas 75390-9070

Office Telephone:

214-648-7398

### LICENSURE AND CERTIFICATION

Texas 1980

License #F6551

Virginia 1984

License #0101037538

Certified 1988

American Board of Psychiatry and Neurology (psychiatry)

Certified 1998

American Board of Psychiatry and Neurology-Added

Qualifications in Forensic Psychiatry

### PROFESSIONAL TRAINING

1973-1976

Bachelor of Science - Pre Medical Science, Summa Cum Laude

Abilene Christian University, Abilene, Texas

1976-1980

Doctor of Medicine, University of Texas Southwestern Medical

Center, Dallas, Texas

1980-1984 Residency in Adult Psychiatry, University of Texas Southwestern

Medical Center; Dallas, Texas

1984-1985 Fellowship in Forensic Psychiatry, University of Virginia;

Charlottesville, Virginia

### **UNDERGRADUATE ACTIVITIES/HONORS**

Alpha Chi National Honor Society
Blue Key National Honor Society
Robert A. Welch Undergraduate Research Fellow-Chemistry
Abilene Christian University Student Advisory Board

### **MEDICAL SCHOOL ACTIVITIES**

Student Handbook Committee Senior Film Committee Preceptorship: Urban/Inner-City Medicine

### **ACTIVITIES IN RESIDENCY**

Resident Representative to Texas Psychiatric Society (1982-1983)

Resident Videotape Committee

Discussion Group Leader: Freshman and Sophomore Medical Student Psychiatry Course

Lecturer: Junior Medical Student Psychiatry Course

Chief Resident: 1983-1984

### **ACADEMIC APPOINTMENTS**

Instructor of Psychiatry, University of Texas Southwestern Medical Center, 7/85-8/86 Assistant Professor of Psychiatry, University of Texas Southwestern Medical Center, Dallas, Texas, 1986-

Assistant Psychiatric Residency Training Director, University of Texas Southwestern Medical School, 1994-

### **CLINICAL POSITIONS**

General Psychiatric Treatment and Consultation: Psychotherapy and Pharmaco-therapy, University of Texas Southwestern Medical Center, Dallas, Texas, 1985-Attending Physician, Psychiatric Consultation/Liaison Service, Parkland Memorial Hospital, Dallas, Texas, 1986-

### OTHER PROFESSIONAL EXPERIENCE

Consultant to Dallas Pilot Home Project 1982-1984

Consultant to Human Potential Center 1982-1984

Consultant to North Texas State University, Department of Testing

and Counseling Psychology 1982-1984

Staff Psychiatrist, Dallas County Mental Diagnostic Center 1985-1986

Consultant to Dallas County Jail (Inmate Treatment) 1986-1987

Consultant to U.S. Secret Service Intelligence Division, Washington D.C. 1986-

Consultant to the Cedars Hospital-Peer Quality Assurance Reviewer 1989-1991

Psychiatry Faculty Senate Representative-University of Texas Southwestern Medical School 1989-1990

Psychiatry Quality Assurance Committee-Zale Lipsy

University Hospital 1989-1994

Texas Society of Psychiatric Physicians Forensic Psychiatry Committee 1992-

Liaison to other medical specialties committee, Texas Society of Psychiatric Physicians 1993

Reviewer: Philosophy, Psychiatry and Psychology 1994

Dallas Bar Association Mental Health Law Project 1995

Chairman of Dallas County Jail Mental Health Treatment Task Force, 1998-1999

### PROFESSIONAL MEMBERSHIPS

American Academy of Psychiatry and the Law American Association of Directory of Forensic Psychiatric Fellowships American Medical Association Texas Society of Psychiatric Physicians

### HONORS AND AWARDS

Outstanding Contribution to Medical Student Teaching,

U.T.S.M.C., Department of Psychiatry 6/14/94

PGY IV, Teacher of the Year, U.T.S.M.C., Department of Psychiatry 1995-96

PGY IV, Teacher of the Year, U.T.S.M.C., Department of Psychiatry 1996-97

PGY IV. Teacher of the Year, U.T.S.M.C., Department of Psychiatry 1998-99

Nancy C.A. Roeske, M.D. Certificate of Excellence in Medical Student Education, 1999

2000 Fellow of the American Psychiatric Association

### PRESENTATIONS/LECTURES

Lecture for the American Arbitration Association Labor-Management Conference: "Who is telling the truth?" Dallas, Texas 3/10/89 Co-Presentor: American Academy of Psychiatry and The Law

Annual Meeting: "Exorcism, Death, and the Criminal Law", San Diego, CA 10/27/90

Lecture to the Collin County, Texas District Attorney's office personnel: "Capital Murder." 2/8/91

Workplace Violence: Zero Tolerance for Violence, Dallas, Texas 5/9/98

Forensic Psychiatric Aspects of Child Sexual Abuse, For U.S. Air Force Sheppard Air Force Base Wichita Falls 4/29/99

Sex Offenders: Background, Mind, Detection and Treatment for Parkland Health and Hospital System Nursing Service, Dallas, Texas 9/23/99

Capacity: The Medical Perspective for Texas State Bar, 2/7/01

### **PUBLICATIONS**

### **JOURNALS**

- Hutchinson, B.; Sample, S.; Thompson, L.; Olbricht, S.; Crowder, J.;
  Hurley, D.; Eversdyk, D.; Jeff, D. and Bostick, 3.:
  The Preparation and Characterization of Transition Metal Complexes of Cylic Hydroxamic Acids. Inorganica Chemica Acta 74:29-38, 1983.
- Weiner, M.F. and Crowder, J.D.: Psychotherapy and cognitive style. American Journal of Psychotherapy 40:17-25, 1986.
- Weiner, M.F.; Sadler, J; Fenton, B.; Fitzpatrick, M.; Crowder, J.D.: A Very Modest Proposal for 1990's C\L Psychiatry. General Hospital Psychiatry, 11:231-234, 1989.
- Altshuler, K.Z.; Crowder, J.D.: Institutional response to inpatient's threats against the President. Hospital & Community Psychiatry 40(6):647-650, 1989.
- Dietz, P.E.; Matthews, D.B.; Van Duyne, C.; Martell, D.A.; Parry, C.D.H.; Stewart, T.; Warren, J.; Crowder, J.D.: Threatening and Otherwise Inappropriate Letters to Hollywood Celebrities. <u>Journal of Forensic Sciences 36</u>(1): 185-209, 1991.
- Crowder, J.D.; Miller, Deborah A.; Sadler, John Z.; Mohl, Paul C.: Self-Directed Learning in a Psychopathology Course. Academic Psychiatry, 20(2):101-110, 1996.

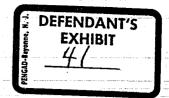
### **CHAPTERS**

Rush, A.J.; Fulton, C.; Crowder, J.: Diagnosis and Treatment of the Depressed Patient; in Guggenheim, F.G.; Wiener, M.F. (Eds) Manual of Psychiatric Consultation and Emergency Care, pp 5 1-60, Jason Aronson, Inc., N.Y., 1984.

### Page **361** of 533 PageID 11881

#### EXHIBIT A

### **CURRICULUM VITA**



وخيو

### Mary A-Connell Ed.D. ABPP

Board Certified in Forensic Psychology by the American Board of Professional Psychology

Water Gardens Place, Suite 635 100 East Fifteenth Street Fort Worth Texas 76102

Tel (817) 334-0035 Fax (817) 334-0297 email mconnell@child-custody.com

#### PROFESSIONAL QUALIFICATIONS

American Board of Professional Psychology Diplomate in Forensic Psychology, 1996

Licensed and Certified Psychologist, Texas, 1980--present. License Number: 22010 Health Service Provider

Postdoctoral course work: University of Texas at Arlington, Texas Christian University, East Texas State University, 1978--1980

Postdoctoral informal study: Dallas Society for Psychoanalytic Psychology, monthly study meetings, 1984-1990

Doctoral Degree in Student Personnel and Guidance, in-depth Minor in Psychology, East Texas State University, 1978; Doctoral dissertation: A Delphi Investigation of the Views of Mental Health Professionals Regarding the Future of the American Family and the Psychological Impact of Potential Changes, 1978

Masters Degree in Counseling Psychology, Southeast Missouri State University, 1971

Bachelors Degree in Psychology, Southeast Missouri State University, 1970

#### **CLINICAL AND FORENSIC PRACTICE**

Private Practice of Psychology, Fort Worth, Texas, 1980--present

Practice includes psychological evaluation of individuals from several referral populations, including:

- Parents and children in custody/access court actions, wherein comprehensive assessment is accomplished, generally by way of court order, to assist the Court in making a determination regarding the child(ren)'s best interests. Such forensic assessment is substantially different from general psychodiagnostic evaluation and involves more "investigative" or "fact-finding" activity.
- Individuals who have been charged criminally and whose competency to stand trial or whose

sanity at the time of the alleged crime is in question, in order to obtain psychological assessment information which might be useful to the defense attorney or the trier of fact.

Litigants involved in personal injury claims or alleged to have been victimized by sexual assault or spousal battery, for whom the emotional effects of the trauma need to be assessed.

• Juveniles who are facing charges for criminal behavior, whose capacity to be tried as an adult is in question, or for whom there is a question regarding competency to stand trial or criminal responsibility.

In addition, the practice includes pre-employment screening for several law enforcement agencies and corporations, as well as assessment of individuals employed by those agencies or corporations who have experienced some difficulty on the job and for whom Human Resources or Internal Affairs has some special interest ("fitness for duty" assessments).

Finally, the practice includes consultation, review of the work of other clinicians, pure expert testimony regarding such issues as parental alienation, credibility of child witnesses, base rates of violence in specific populations, and effects of spousal battery.

### **EXPERIENCE**

Occasional Faculty, Texas Christian University, 1981--1984, teaching undergraduate courses including Abnormal Psychology, Applied Psychology, Child Psychology, Psychology of Men and Women

Consultant, Department of Human Resources, Child Protective Services, 1981--1995, performing psychological evaluations of parents and children, consulting with caseworkers, providing court testimony, and serving as the psychologist consultant for the Permanent Planning Team (1978--1984).

Psychologist, Trinity Valley MHMR (now Tarrant County MHMR Services), Child and Family Services, 1977--1980, providing administrative supervision to staff including Doctoral, Master, and Bachelor level individuals providing psychological services. Service delivery, including evaluation and treatment, to clinic population and to Child Protective Services clients. Grant proposal writing, budget writing and negotiations, and intake and ongoing service provision.

Child Protective Services caseworker and BSW student field placement supervisor, Tarrant County Child Welfare, 1974--1977, providing protective services to abusive and neglectful families.

Psychological Associate, Buckner Marriage and Family Counseling Center, Dallas, Texas, 1971--1972, serving in a clinic setting providing evaluation and treatment for outpatient families as well as children in the residential facility.

### PROFESSIONAL ORGANIZATIONS AND ACTIVITIES

Fellow, American Academy of Forensic Psychology

Member, American Psychological Association

Member, Division 41, American Psychology-Law Society

Member, Texas Psychological Association

Legislative Liaison, 1996

Public Information Committee, 1997

Board Member, 1999

Member, Fort Worth Area Psychological Association

President, 1985 and 1998

Member, Tarrant County Bar Association

Member, Association of Family and Conciliation Courts

Member, Dallas Society for Psychoanalytic Psychology, 1985-1991

Member, Advisory Council, Tarrant County Juvenile Board, 1988--1992

Board Member, Dallas Society for Psychoanalytic Psychology, 1986--1987

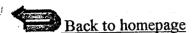
Professional activities, including:

Review of article submissions for journals

Conduct of research regarding data collected in practice

Training, supervision, peer review activities

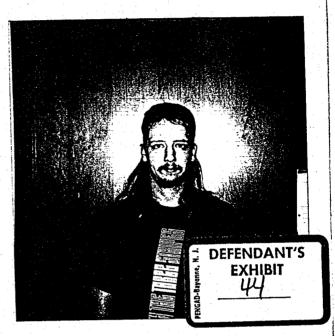
Participation in continuing education symposia, seminars, and workshops



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DARLINE W. LABAR, OFFICIAL REPORTER





John Egbot Warren

Case 3:	0-cv-00163-N Document 42-15 Filed 05/05/10 Page 669 of 533 PageID 11889 Page 49
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	CAUSE NO. F00-02424	
STATE OF TEXAS	§	IN THE 1947 JUDICIAL
VS.	§	DISTRICT COURT OF AS
JEDIDIAH MURPHY	<b>§</b>	DALLAS COUNTY, TEXAS

#### **STIPULATION**

TO THE HONORABLE JUDGE OF SAID COURT,

COMES NOW the Defendant, the Defendant's Attorney and the District Attorney and agree to the following stipulation:

On August 26, 1997 in the afternoon, Margie Ellis, a 65 year old woman, was at a Braum's Ice Cream Store in Wichita Falls. A man ran up to her, pushed her down and grabbed her purse. She did not get a look at the person who took her purse, partly because her vision is not very good.

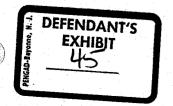
End of Stipulation.

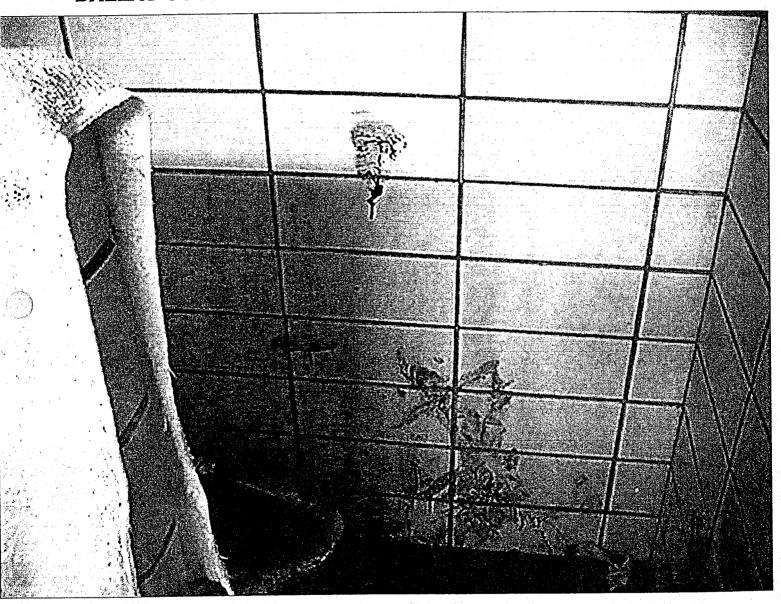
Signed

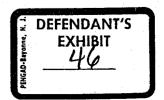
DISTRICT ATTORNEY

**DEFENSE ATTORNEY** 

DEFENDANT





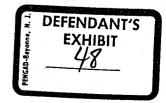




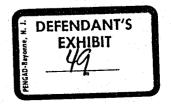
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DEFENDANT'S
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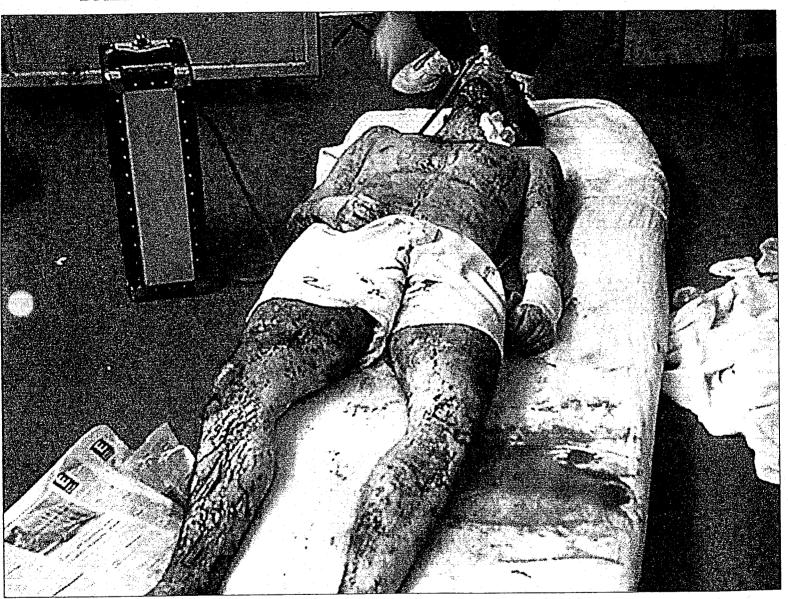
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DEFENDANT'S EXHIBIT



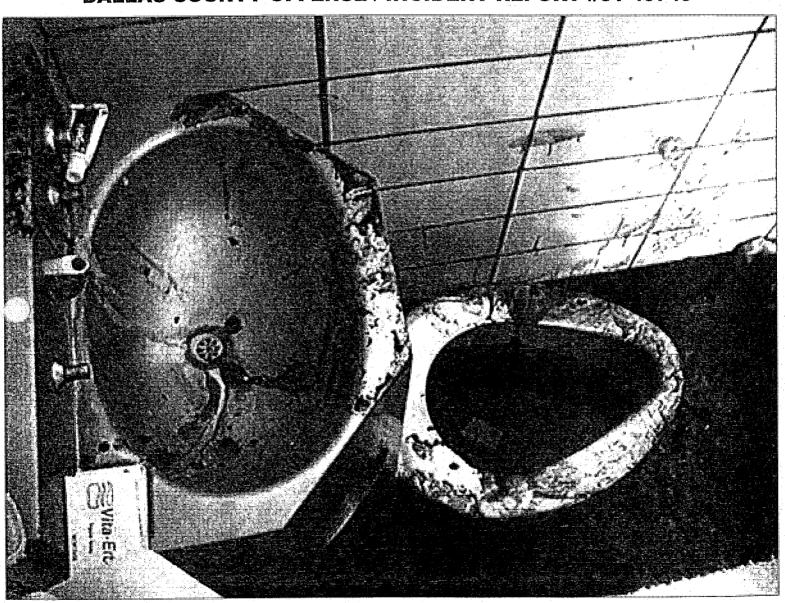


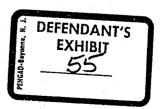


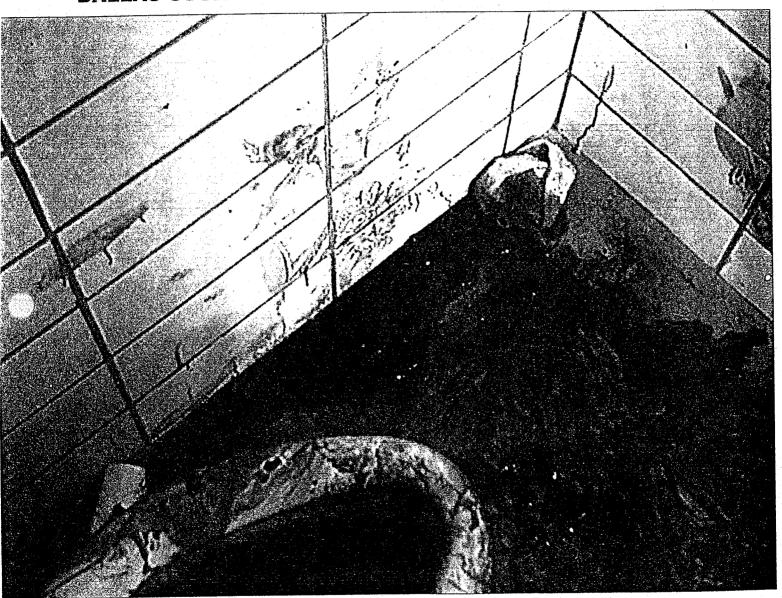
T. M. DEFENDANT'S
EXHIBIT
53



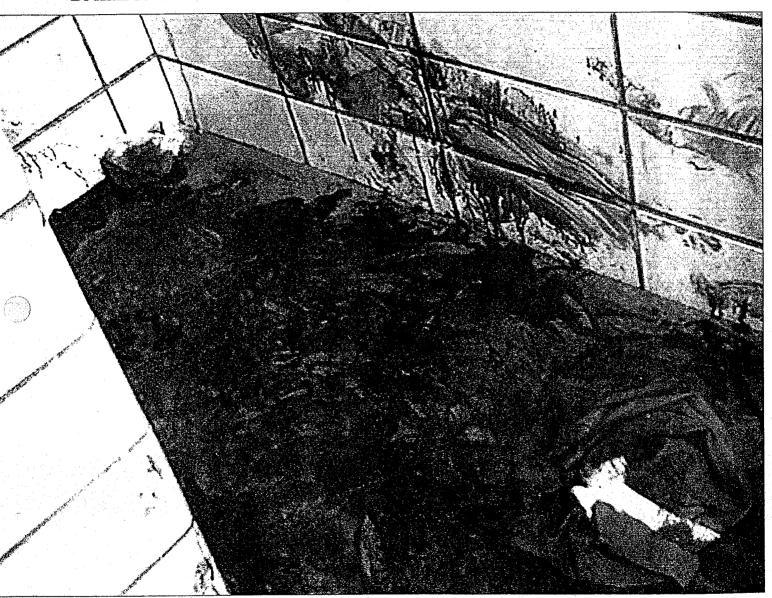
DEFENDANT'S EXHIBIT

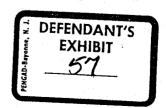




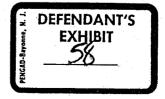












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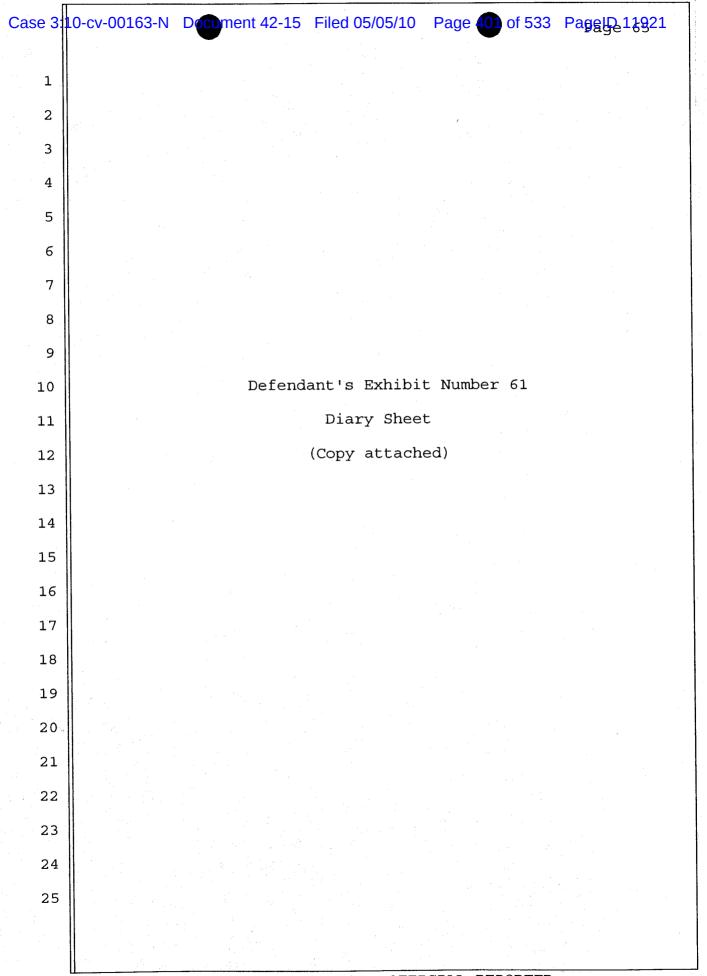
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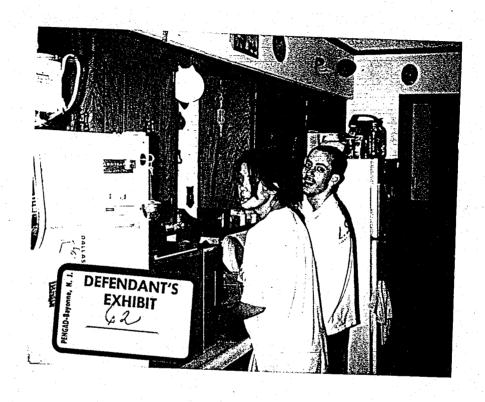
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### MARY A. CONNELL, ED.D., ABPP

Board Certified in Forensic Psychology American Board of Professional Psychology

Water Gardens Place Suite 635 100 East Fifteenth Street Fort Worth, Texas 76102-6566

Telephone 817.334.0035 Fax 817.334.0297 Email mconnell@forenpsy.com

### Psychological Evaluation for Sentence Mitigation

Name:

Jedidiah (Jim) Isaac Murphy

Sex:

Male

DOB:

09/01/75

Age:

25

Education:

**High School** 

Dates Seen:

02/13/01, 02-28-01, 03/01/01

Referred By: Jane Little, Assistant Public Defender

133 N. Industrial Blvd.

Suite C-1, LB 2

Dallas, Texas 75207

Cause Nos.: FOO-23910-M, FOO-02424-M

#### Reason For Referral:

An evaluation was requested to gain information to be offered during the penalty phase of the trial of Jedidiah Murphy, regarding any potentially mitigating issues that might be considered by the trier of fact. Mr. Murphy faced indictment and impending trial for capital murder, for which the state sought the death penalty. The defense sought to offer information regarding his background, the record and circumstances of the offense, including his general mental status, prior to and at the time of the offense, as significant factors at trial, and as particularly relevant to sentencing issues to be decided by the jury.

### Techniques Utilized:

Two interviews, totaling approximately 7 hours Review of documents, including medical records, some school records, police records regarding the offense Shipley Institute of Living Scale

Collateral Contacts, including:

Chelsea Willis
Hope Abbott
Garth Looney
Donnie Looney
Tonya Thorp
Celeste Tolar
Matthew Murphy
Tracy Irwin

### Background and Interview Observations:

Jedidiah (Jim) Isaac Murphy was interviewed and tested at the Lou Sterritt Jail, West Tank, where he was being held awaiting trial for capital murder. He expressed willingness to cooperate after being told the purpose of the evaluation, the potential range of outcomes of the evaluation, and the lack of confidentiality inherent in forensic evaluations. He expressed an understanding that I was going to interview and evaluate him, interview various family members, and review documents pertaining to his educational and medical records, in order to provide information to the trier of fact regarding any factors that might mitigate against the imposition of the death penalty. Mr. Murphy was seen on three occasions, each time for interview and testing, and was cooperative, communicative, and appropriately focused at each session. During the second testing session, the lights in the jail briefly went off, but he did not seem excessively distressed by this event. During the third session, he was seen in a holding cell outside the courtroom, where it was necessary that he stand during completion of one instrument, the TOMM. He was clearly more fatigued and distressed on this occasion, and expressed frustration that his medication was not being administered at the usual time each day, and that he was having some difficulty getting sufficient sleep.

Jim Murphy provided the following history. He indicated that he was born September 1, 1975, the youngest of four children born to his parents. His father was Roy Don Kines, and his mother was Hope Kines. He had two older sisters, Tonya and Tammy, and one older brother, Donnie. He said that he also had a fleet of half- and step-siblings. Each parent had been married other times. He reported that his father was in construction work, and his mother was a nurse. His father was an alcoholic and died in 1983 because of complications of alcoholism, according to Mr. Murphy. He reported that his parents were separated when his father died. He explained that his mother had taken her three children from a prior marriage, and had left the family when he was four or five years of age. He said that she took Tonya, then 13 years of age, Tammy, then 12 years of age, and Bob (Bubba), then 11 years of age.

Mr. Murphy reported that he and his family lived with his father's parents in Kaufman before the separation. He said that his mother left because his father was very abusive, and he said that he has heard that his father eventually became extremely abusive of the children, but he does not ever remember being abused at his father's hand. He remembered his father beating his mother

and knocking her teeth out, and then being taken to jail and to a mental institution. Mr. Murphy said, "I'm a spitting image of him, all my life. I'm a pure blood alcoholic." Mr. Murphy said he gets angry if other people around him are angry, but if everyone is happy, he is happy.

Mr. Murphy reported that after his mother left, he continued living with his father and grandparents, and all three of them died within four months, when he was about three, four, or five years of age. He reported that his grandmother died in recovery, following surgery, while his grandfather died of emphysema, and his father of pancreatis, secondary to alcoholism.

Mr. Murphy reported that he and his siblings went to Buckner Children's Home in Dallas. He said that all six of them went at the outset, but his mother came and got the older three children. While his grandmother was in the hospital, his father told the children that his grandmother wanted them to be adopted out. His father was very upset, and knew that he was going to die. Mr. Murphy was not sure about the chronology of the events, but believed that he went to Buckner in 1980, which would have made him four or five years of age. He reported that he was then adopted, along with his brother, Donnie, when Mr. Murphy was five years of age. They were adopted by a family by the name of Tolar, who had three children of their own. They lived with the Tolars for five years. Mr. Murphy reported that Terry and Celeste Tolar were abusive of him and his brother. He said, "They were mean to us," and his brother Donnie took up for him, and, "That presented a problem, and it just snowballed." He said that he and Donnie left that placement and went to a foster home in Fruitville. He was then adopted, separately, by a family in Edgewood, Texas, while his brother was adopted by a man in Emory. He reported that the man who adopted Donnie was a good man named K.G. Looney, who is known as Garth. He is a rancher, and he adopted two or three children. He said that Donnie was still close to him. Donnie works in road construction, as did their father. Mr. Murphy reported that he talked with his brother, Donnie, most recently just before he was arrested. He said that Donnie began to visit him from about the time he was about 16 years of age.

Mr. Murphy told about his second adoptive family, Bob and Samantha Murphy. They had a son, 18 days younger than Mr. Murphy, and a daughter who was then 25 years of age. He said that it was an "awesome placement," and described them as a very wealthy family, who were the "American Dream." He said that they had a "solid life," and his father was a Battalion Chief for the Garland Fire Department, while his mother was a school teacher in Fruitville. He said that she found him when he was attending school there, while in foster care. She saw him on the playground and thought he was her son, they looked so much alike. She took him in as a foster child, and eventually, she and her husband adopted him. He said that he was 12 years of age when that adoption was consummated, and he lived there until he was 17.

Mr. Murphy indicated that a number of difficulties occurred during his adolescence in the Murphy household. He said, "Everything went wrong," and he elaborated that his father did more with him than with his brother, Matthew, who was not as interested in working on cars and such things as were Mr. Murphy and his father. He said that he felt it was his fault when the Murphys split up. He went with his father, and Matthew went with his mother. He has not seen his father for the past six years, and when asked why, he said, "I embarrassed him--from my drinking and getting in trouble--I was drinking from the time I was 14." He said that Matthew did not drink. He said that Matthew's friends started liking him better than Matthew, and in general, his presence created many problems for Matthew.

When asked about his school performance, Mr. Murphy said that in high school, he made Bs. He was never suspended or expelled. He smoked marijuana daily as he completed his senior year, generally after school hours. He drank beer daily from his sophomore year on, to the point that he would vomit, pass out, or black out. He had one charge of public intoxication at the age of 14, and one other charge along about that time, but did not have DWIs. He indicated that because his adoptive father was Mayor, some of these incidents may have been "washed under the rug."

Mr. Murphy reported that he graduated at the age of 18, and then got into some trouble when he was with some boys who were stealing. He said that he wrote a statement confessing to the crime, and got probation, first spending ten months in jail, then three months in Boot Camp in Childress, Texas, an excellent experience, in his view, and then serving his ten years of probation. He said that his dad did not bond him out of jail, adding, "That is why I don't talk to him." He said that his dad, "... said he was embarrassed of me. Just let me sit there--that's why I haven't talked to him since."

Mr. Murphy said that at the age of 18 he went to work while living with his mother in Dallas. He worked as a bartender at a place on Garland Road, where he worked for about one year, and then he worked at another bar on Greenville Avenue. He said that it was a "...dream job for an alcoholic."

Mr. Murphy said he had friends and girlfriends, and he dated someone named Monica for two years, during his junior and senior years of high school. In late 1995, he got involved with Chelsea Willis, whom he referred to as his wife. He appended that they had never married, actually, but they had a daughter together, soon to be four years of age. Alyssa Logan Murphy was born July 31, 1997. Mr. Murphy said that Chelsea and he fought physically at times, and when asked to tell about it, he said, "I'm just an alcoholic-just got real bad--it eat me up--tore up everything I had." He said that he couldn't stop drinking, and that he went to Alcoholics Anonymous in Kaufman, and managed to stay sober for almost a year. He gave me Chelsea's telephone number and encouraged me to contact her to hear about their time together. He also gave the name and telephone number of his sponsor, Randy Crow, saying, "He loves me like my father." He said that he talked with Mr. Crow just the day before, and that Mr. Crow visits him at the jail.

Mr. Murphy said that he and Chelsea got together in 1995 or 1996, about seven to ten months after he was released from the Childress Boot Camp. He reported that she currently works as an assistant manager of a lumber yard in Terrell, Texas, and he added that she has always been a wonderful mother, a good person, and a very capable person. Asked further about their physical fighting, he reported that he had never caused her to be hospitalized, but had fought to the extent that the police were called out numerous times, and she left him on several occasions. He reported that neither of them had ever physically abused their daughter, and their own fighting never got close to affecting her, in his view. He reported that he talks with his daughter on the telephone, and she cries. He does not want her to be brought to visit with him "through the glass." He last had a conversation with her in person in September.

Mr. Murphy reported that he and Chelsea separated and then he started drinking heavily. He said that they broke up because they didn't get along anymore, and he did not want to fight around his daughter. His daughter would get upset, and he could see that the situation was deteriorating. He had injured himself at Griffin Industries, where he had worked for one month as a welder, and he was on Worker's Compensation. His thumb was almost ripped off, and he had surgery repairing the ligament. He was in a cast and was off work for two months. He was supposed to be taking pain pills, but did not like them, and took as few as possible. Asked if he has used recreational drugs, he said that he had done, "...a little of everything, I imagine--cocaine, speed." He said that he had never used needles, and had never used heroine. He was never a daily user, and was never seriously involved with any drug, except alcohol.

Mr. Murphy reported that he was in Alcoholics Anonymous most of the time from 1995 to 1999. He said that he would, "...be good for a while, and then stay drunk for four months." He said that he tried to kill himself in 1997 or 1998, taking 60 sleeping pills, and Chelsea called the paramedics, and they came to the country home, where he had gone to kill himself. His stomach was pumped at the ICU in Kaufman, and his family had him committed to Oak Haven Treatment Center, in Marshall, Texas, where he remained for three months. When he was discharged, he stayed at his mother's home in Kaufman for almost a year, and did very well. He worked at Big C Construction, welding. He reported that he has worked as a welder since high school, and can get a job doing that anywhere. He said that he could do every aspect of welding, and it was something he had always enjoyed doing.

Mr. Murphy described himself as a person with high energy, and indicated that he was diagnosed with ADHD in school. He was always hyperactive, but was never medicated for it, as he recalled. He was never in Special Education class, though his brother was. He said that Ms. Murphy had all of his school records, "... but she hates me with a passion because I went to live with my dad." He said that he sent her a picture of his daughter, and she sent it back. He said that although she really doesn't like him anymore, her children do, and Tracy Erwin, his adoptive sister, visits him regularly. He said that she is married to Tim Erwin, and has two sons and two daughters.

Mr. Murphy reported that he was in Glen Oaks, a "mental institute," in Greenville, Texas, twice, because he couldn't control his mind. He said that he didn't know what was real or not real. He reported that he was in a treatment center called the Andrews Center in Canton, Texas, where he was medicated with Tegretol. He said that he went there on his own because he knew something was wrong. He was having black outs, and his "...train of thought was messed up." He said that he was not drinking at that time. He said that he gets "...depressed like you wouldn't believe," and that he thought constantly of ways he could kill himself.

Asked to describe his suicidal ideation, Mr. Murphy said that he thinks about putting a gun in his mouth, and that he did that, and pulled the trigger, "...right in front of Randy Crow," but the gun didn't discharge. He said that it was his 12 gauge shot gun, and that it had ammunition in it, and that he racked it and got a bullet in it, but it didn't go off. He said that he wanted Mr. Crow to tell Chelsea what he had to say. He met him at a church parking lot near his home, and he noted that Mr. Crow brought his wife, Laurie, along. He said that after he tried to kill himself, he went home and dropped off his gun. Mr. Crow called the police and they caught him on his way to



Kaufman, and took him to jail. When he got out, he went to Mr. Crow's home the next day to pick up his truck, as Mr. Crow had driven it home.

Mr. Murphy said that he has been in Timberlawn twice, and has been medicated with Effexor, Ativan, Klonapin, Tegretol, Seroquel, Loxitane, Halidol, and Thorazine. He said that at Glen Oaks he was administered Thorazine by injection to calm him if he argued or fought with orderlies.

Mr. Murphy said that his mind plays games with him. He said that he sees ants, snakes, deformed animals and people, and that he didn't want anyone to know about this at first. He said that it scared him to death. He reported that on one occasion, he stood on the table at his home for two days, trying to keep the snakes off him. He could feel them hitting his boots, and he could hear them, and see them. He said they were "that real." Asked if he knew what caused that, he said that he knew it was psychosis. He said that he was in the "last stages of alcoholism, they said." He said that he was having DTs, and was a "wet head," according to treatment personnel. He took magnesium shots and Librium to get through the DTs.

Mr. Murphy reported that while he has been in jail, he has suffered from hallucinations. He has seen people out of the corner of his eye, and he knows that it is his own mind playing games with him. He said that he loses track of time. He reported that the doctors have told him that it is because of multiple personality disorder that he loses time.

### Account of the Alleged Criminal Behavior

Asked to tell about his incarceration, Mr. Murphy said that he is incarcerated for capital murder. He said that he killed a woman named Ms. Cunningham. Asked if he knew her full name, he said that her name was Birdie. He said that he did not know her, and did not know how he encountered her. The last he recalled, he was drinking at his sister's bar. He said that he was staying in her home. He then left her home and went to Bleachers, a bar near his sister's home in Richardson, and drank more. He said that it was early October, 2000. He reported that Bleachers is off Jupiter and Arapaho, and that he went there frequently. He said that he would sit off to himself, and he recalled that on this particular day, it was daylight when he was there, and he was not working because he was on Worker's Compensation. His cast has just been removed. He said that the situation with Chelsea was, "... so far gone, I could not get back with her."

Mr. Murphy said that his next recollection was waking up in the car, driving, with Ms. Cunningham sitting beside him. He said that he did not have a driver's license, his license having been suspended because of DWIs. He said that Ms. Birdie Cunningham's car was a Nissan or a Honda, a gray 4-door, and he did not know where or how he encountered her or came to be driving her car. He said that he wrecked it, hitting the curb with the right front tire, and it scared him to death that he was driving someone's car. He was going to get out and get away, and so he pulled into a parking lot. As he talked about this, Mr. Murphy became increasingly distressed, and he said that he didn't like talking about it. He hesitated for long periods as he spoke. He said, "My plan was to put her in the back of the car, and leave the back seat so she could get in front," and he wanted to give himself time to get away and get back home. He said that she was sitting in the passenger seat and they were just talking. He had not

injured her in any way at that point. He said that he asked her what was going on, and he said that it was more of a surprise to him than it was to her that he was there with her. He told her that he was going to pull into the parking lot and get away. She said that as long as he didn't hurt her, she wouldn't call the police. When asked if he had a gun with him, Mr. Murphy said, "Yes-I found it in the console, and that scared me, too." He said that he was looking through the car, and Ms. Cunningham told him where the gun was. He said that he generally doesn't carry a gun, but that when he left home that day, he took a gun with him with the intention of going to see his daughter, and then killing himself. He was going to hitchhike from 635 to Wills Point, to the day care center, to see his daughter. Asked where it was that he first encountered Ms. Cunningham, Mr. Murphy said, "They said something about Collin Creek Mall is where she was last seen." He said that he didn't see any way that could be the case.

Mr. Murphy said that he intended to leave the car running, and that Ms. Cunningham agreed to his getaway plan and got into the trunk. He had the gun in his right hand, waving it, in broad daylight, and he transferred the gun from his right hand, on top of the trunk, to his left hand, and it went off. He said that he couldn't feel his left hand because he had a "through and through gunshot" in his left hand. He said that he shot himself in 1990, or thereabouts. He wasn't sure of the year. He said that it killed the nerves, so that he cannot feel his fingers. He doesn't know how much pressure he is exerting with that hand, he said, and consequently, he did not realize he was going to pull the trigger.

Mr. Murphy emphasized again that it was broad daylight, and that he thought someone was shooting at him because they had seen the gun, so he started running away. He then turned around and came back to the car, "...and that's when I knew she was gone." He was near tears as he said this. Queried, he said that he saw her in the trunk. He didn't know where she was shot, but was later told that she was shot in the head.

Mr. Murphy said that he could not recall what Ms. Cunningham looked like, but added that, "They say she was 80." He said that he closed the trunk of the car and didn't know what to do. The car was running, and he got in it, and drove off. He didn't know where to go or what to do. He said, "I went and bought a bunch of beer." He said that he was drinking, and he bought the beer at a beer store/gas station combination on Jupiter, past the George Bush Highway. He said that he was passing out and almost wrecking the car everywhere he went. He said he later tried to take the police there, but didn't know where he had been. He said, "We drove forever," and he noted that this was the next day, and he was still drunk, and had less than two hours of sleep in three days. He said that he gave a statement, but did not know what it said. He said that they would not let him sleep, and they dictated the statement to him, and he wrote it. He said, "They told me what they thought happened." He said they didn't really question him. He said that he asked them if they thought he needed an attorney, and, "... they kinda blew that off."

Mr. Murphy said that he took Ms. Cunningham to Livingston Hill, in Edgewood, where there is a little bridge and a creek, and he took her out and laid her down at the bottom of the creek. He said that the water was three or four inches deep. He said that he did this two days after he had shot her. He had driven the car everywhere during those two days. He did not watch the news, but, "They already knew who I was--they knew everything." He said that his niece had seen him in the car at his sister's home in Richardson. When asked about going there, he said he had gone there to get his check book. He said that his niece was 12 or13 years of age. He added that her

friends all idolized him, and came to him with their problems. He said, "Nobody up here in Dallas knew I was an alcoholic." He went on to say that Ms. Cunningham had some credit cards, and he bought "those boys," his nieces' friends, Christmas presents with the credit cards, and signed his own name. He bought Zack and Ryan scooters. The police asked him why he signed his own name, and he told them he never intended to get away with any of it. He wrote a note to his sister, telling her what he had done, and he pulled Ms. Cunningham's car into his sister's garage, put the hose from the Shop Vac onto the exhaust pipe and into the window, and sat there for 20 minutes with the car running. He did not experience any nausea, and decided it wasn't working, "Plus I did not want to traumatize my nieces who idolized me." He then left in Ms. Cunningham's car, leaving a note for his sister, and went to try to see his daughter, and then try to kill himself. He said that it was then 2 or 3 days since he had made the original plan to do that.

Mr. Murphy said that Chelsea does not allow him to come home drunk, so he went to a friend's house to sleep off the alcohol. He planned to go the next day to his daughter's day care to say goodbye to her, and then go to the lake to kill himself. The police came to his friend's home and got him, just after he went to bed. He had been drinking liquor and beer with his friend before he went to bed. He reported that the next day, he gave a full statement.

### Further Interview Data

Mr. Murphy said that he worries for his daughter, because she is going to have to grow up, and he doesn't want her to be teased about who her dad is. He worries about Chelsea, and about his brothers and sisters. He sobbed as he talked about this, saying that he didn't like to think about it, and, "Here I'm going to have to sit in it, and listen to it, over and over." He said that he had never hurt anyone in his life, intentionally. He said, "Oh, yeah, I fought here and there." He said that he understood that he would have to take medicine for the rest of his life, and that the nurse gives him medicine in jail. He takes Seroquel, Paxil, and Tegretol. He said that he missed his daughter so much that he had to take her picture down. He can't talk to Chelsea, to his mother, or to his brother, because he gets too upset. He said that he still doesn't know what all happened, and doesn't understand it. He said, "My life snowballed the last four years--people that know me love me--you'll find that out--that I'm an alcoholic, and I ain't never hurt nobody." He said that he was worried about his mortality, but he noted that if he was in the juror's seat, or was a family member of Ms. Cunningham, "I can't say I wouldn't want me dead." He said that he feels that if you take someone's life, you have to give your own. He said that his brother attended the memorial for Ms. Cunningham, and spoke on his behalf, telling the family members how good a dad he was, and that there was no way he could have done this in his right mind. He added, "There's no way."

Mr. Murphy told, on another interview date, of how he had a history of drinking hard and using drugs throughout his life, but had never hurt anyone in his life. He said that his brothers love him, and his child loves him. He said that he has been arrested many times, and that he sometimes has problems with his anger, "Busting people in the nose," and that he had done this to his brother, Bob. He said that Bob liked to drink and drive, and he doesn't approve of it, and won't let him, and has hit him when he had to take the keys away from him. He said, "He can't control himself when he's drinking--he's worse than me." Mr. Murphy said that he has struck his wife, Chelsea, five times. He said that he has hit her in the face with an open hand one time. He said that she threw a tea glass at him, "... and busted me on the head." He said, "I asked for it," but went on to say that Chelsea is not timid and is not a martyr. He said that she would admit her part in every one of their fights. He reported that he was charged with family violence one time, and that the police were actually called out two or three times, because of verbal exchanges between him and Chelsea. He said that he went to anger management class as a result of one of the incidents.

Mr. Murphy reported that he suffers from panic and anxiety, and since his Seroquel has been increased from 400 mg. to 800 mg. a day, he has less difficulty with anxiety. He reported that since his jury selection started, he has missed his medications four times, because they take him out of his cell as 6:30 in the morning, and the medications aren't generally brought to his floor until 9:00 a.m. He said that his heart has been fluttering at times because of missing the medication. He has been getting four or five hours of sleep each night during the jury selection process.

Mr. Murphy said, toward the end of our interviews, that he does not want to be put to death. He feels that his being put to death would affect his daughter more deleteriously than would a 40-year sentence. He said that this was explained to him by one of the attorneys. Mr. Murphy said that he has also consulted with Chris Brennan, the jail chaplain, frequently recently, because he is under a great deal of stress. Generally, Mr. Murphy communicated clearly that he felt he deserved whatever he got, and that he was remorseful that he had killed Ms. Cunningham. He spoke of her with an almost reverent tone whenever he mentioned her, and he spoke of himself, by contrast, in a very disparaging tone.

### The Test Results

Standardized intellectual assessment revealed that Mr. Murphy is of average intellectual ability, with a Shipley Institute of Living Scale standard score of 105. His verbal ability was average, while his reasoning ability appeared to be high average. He impressed as one who may have rather significantly underachieved academically, and it appeared that he might well have had unrealized cognitive potential. He may indeed have suffered from ADHD or a learning disorder that prevented him from gaining maximally from his schooling, but there may have been other contributions to this difficulty as well, including distraction because of emotional losses, frequent changes in his environment, and depression or anxiety, owing to the loss of family.

Personality assessment was accomplished by way of administration of the Minnesota Multiphasic Personality Inventory-2 (MMPI-2) and the Millon Clinical Multiaxial Inventory III (MCMI-III). Mr. Murphy was found to be highly symptomatic on both instruments, with evidence of psychotic symptomatology, and with evidence of personality disorder. Generally, his posture toward responding to the tests appeared to be one of "over-reporting" or of subscribing to a broad range of symptoms. His MMPI-2 profile was characterized by significant elevations on F and F(B), a tendency to respond variably, with extremely symptomatic responses in the later portion of the instrument, such as sometimes happens when the examinee becomes fatigued, when defenses are relaxed, or when the person begins to respond carelessly or randomly. Examination of elevations, however, suggested that his responses were not careless or random, but were in fact, "defenseless." He subscribed to a broad range of physical symptoms, suggestive of stomach distress, headaches, dizziness, some paralysis in muscles (his left hand),

suicidal ideation, a history of some seizures (during detoxification), and mental confusion. He indicated that he often hears voices without knowing their source, he has difficulty keeping his mind on anything, he often feels as if things are not real, he has strange and peculiar thoughts and strange and peculiar experiences. He feels that there is something wrong with his mind. He feels that strangers look at him critically, and he is sure he is being talked about. He feels he has enemies who really wish to harm him. He acknowledged having at times been seen as hotheaded, and having at times felt like smashing things. His future feels hopeless to him, he feels he is not as good as other people, he feels he has made serious mistakes in his life, life is a strain for him much of the time, he feels useless and feels like giving up hope, and he thinks he is no good at all. He readily acknowledged his alcohol abuse, and acknowledged having been in trouble with the law. He has the feeling that people should grab everything they can get in the world. Clearly, he learned early in his life that his best chance of getting his own needs met was to try to be independent and manipulate the environment so that his needs would be met. He may tend to hold people at arms length, to have difficulty with interpersonal trust, and to con and manipulate others to meet his needs. His attachments may be superficial and exploitive. He does not, however, appear to have malicious or contemptuous feelings towards others, and does not appear to be indifferent to the effects that his behavior has on others. He does appear to have the capacity to form attachments, and even though they may be superficial or exploitive, they do appear to sustain over time. He seems to yearn for resolution of interpersonal conflicts, particularly with his adoptive father, Mr. Murphy, but he seems to find it easier to avoid those people for whom he has strong feelings, rather than to have them see him when he is in such a state of disgrace. He does not want the immediate gratification of attention and reassurance because with it would come the cost of seeing the pain that he has caused his common law wife, his mother, his sisters, and his daughter, and of feeling the shame of them seeing him in this

The MCMI-III results suggest that Mr. Murphy is undergoing an acute major depression, characterized by agitation and erratic qualities. He shifts between expressions of selfdeprecation and despair, mixed with thoughts of suicide and thoughts of hopelessness and futility, and occasional outbursts of bitter discontent and irrational demands. Indeed, there have been reports of conflicts with jailers and of suicidal gestures or efforts during his incarcerations. The MCMI-III results suggest that his bouts of alcoholism may be prompted in part by frustration and disappointment in his life. He is a characteristically unpredictable, moody, and impulsive individual, and these behaviors are intensified when he is drinking heavily. His brooding resentment may break out of control, resulting in stormy and destructive consequences. While he may feel contrite and remorseful after he lashes out at others, the pattern may repeat itself when he drinks again, with his deep resentment finding new expression. The resentment, anger, and conflict that drive this behavior may have to do with early losses and disappointments, including the observation of his father's abuse of his mother, the sense that his mother abandoned him, the sense that she chose to retrieve some of his siblings, but further abandoned him by leaving him in institutional care, the reported abuse perpetrated upon him by his first adoptive father, and the eventual disruption of his second adoptive family, a marital dissolution for which he felt altogether responsible. He may have early on developed the theory that he was unloved and unlovable, that his father's alcoholic, abusive patterns were indelibly engraved in his own life script, and that whomever he touched or loved, he lost. If he drank to attempt to drown out these feelings, his drinking created further problems for himself, and he repeatedly disappointed those who might have cared about him.

Interestingly, the MCMI-III results suggest that Mr. Murphy was severely emotionally traumatized by some event or events in his life, which were perceived as a threat to his life, and which precipitated intense fear or horror on his part. He has residual recurrent recollections that symbolize some aspect of this traumatic event, and he seeks to avoid these recollections, at times unsuccessfully. He may be having dreams or nightmares, and may have feelings of terror and intense anxiety. Difficulty falling asleep, outbursts of anger, panic attacks, hypervigalence, exaggerated startle response, or a sense of numbing and detachment may follow, and indeed, his drinking may certainly have been an effort to cope with these feelings. It would appear that there may very well have been some extreme abuse at some point early in his life, and he is presently of a mind to avoid disclosing such, if indeed such did occur. He seemed to fear being thought to be making an attempt to excuse his own behavior, and generally, he tended to minimize wrongs done to him, and to retreat from such discussions fairly quickly. In order to treat his symptoms, it would be important to work intensively with him to uncover whatever events may have occurred in his life that are so distressing to him. Without such intensive treatment, which he would likely find highly threatening, he would be apt, in the free world, to continue having bouts of severe alcoholism. He might be expected to continue having episodic outbursts of rage and ongoing efforts to self-destruct. Incarcerated, he may be tormented by nightmares, panic attacks, and episodic psychotic breaks, during which time he may experience incapacitating depression, guardedness, suspicion, and hallucinations. With medication, some of these symptoms may be relieved, but the underlying distress may remain, and he may be expected to exist in a rather numb state of semi-awareness of his surroundings and his feelings.

Examination for malingering was accomplished by way of administration of the TOMM, and by examination of validity scales on the MMPI-2, and the MMCI-III. The results of the TOMM suggested an absence of malingering, in that Mr. Murphy correctly answered all of the items in Trial 1, all of the items in Trial 2, and all of the items in the Retention Trial. He did not appear to be making any effort to demonstrate cognitive impairment. The MMPI-2 validity indices suggested, as was described earlier, sufficient cooperation to provide a valid profile. He may have exaggerated items that appear toward the end of the MMPI-2, responding in a somewhat more symptomatic way, but examination of the items suggested that this may have been the result of defenseless and frank description of his functioning, rather than an actual effort to appear more disturbed than he is. The MCMI-III results were suggestive of the possibility of some symptom over-reporting, with self-debasement predominating. He did produce a profile that was considered valid, once adjustments were made for the possible over-reporting. He does appear to suffer from major depression, adjustment disorder with anxiety, and to have personality disturbance including anti-social, dependent, and borderline traits and features. He is characterologically depressed, and may have great difficulty tolerating his own shortcomings, and the shortcomings of others. In his description of the act for which he is incarcerated, however, there was no indication of intolerance for another's behavior, or a rage reaction, but rather, according to his description of events, he seemed to have been impaired by alcohol, extremely emotionally desperate, and possibly clumsy owing to lack of sensitivity in his hand. There was no indication, in examining his mental state, that he had any negative feelings or anger toward the victim, and rather, he seemed to hold her in high esteem.

In summary, the test results are suggestive of severe characterological depression, severe alcohol abuse, personality disorder characterized by impulsivity, immaturity, shallow and possibly exploitive interpersonal relationships, difficulty modulating anger, and general difficulty

regulating his behavior. Consistent with a history of reported early abuse, abandonment, further abuse, further abandonment, educational diagnosis of ADHD, divorce in his adoptive family, and his own alcoholism, test results suggest that he may require psychiatric treatment incorder to regulate his behavior effectively. He has been in numerous treatment settings, and has apparently made some attempt to follow through with treatment recommendations on an outpatient basis, but has had episodic difficulties, with relapses and suicidal gestures, threats, and attempts. He has been on a self-destructive bent since early adolescence, at least, and has had only occasional periods of relatively effective adaptation. There have been some periods during which he has worked productively, provided effectively for his daughter, interacted with her and her mother appropriately, and participated in recovery efforts. He has never, however, been in intensive outpatient psychotherapy that might have ameliorated the underlying conflicts and lead to resolution of those conflicts, and so his efforts to "self-medicate" with alcohol have generally returned. While the prognosis for change in the free world would be rather grim, the prognosis for adaptation in a prison setting is reasonably good. With psychiatric intervention and some opportunities for productive activity, it can be expected that Mr. Murphy would represent little danger to others, and only mild danger to himself. He may be expected to continue to attempt suicide, and may occasionally lash out at others in anger or frustration, but generally may be expected to adapt reasonably well.

One issue raised by Mr. Murphy and by Chelsea Willis, his child's mother, is the issue of his child's needs with regard to his sentencing. He expressed a wish to live, rather than die, so as to cause her less pain. Ms. Willis expressed the wish that Mr. Murphy might someday be available to answer questions that his daughter, at a much later time in her life, may desperately need to ask.

### Collateral Contacts

#### Chelsea Willis

Chelsea Willis, the mother of Mr. Murphy's daughter, was interviewed by telephone on April 3, 2001. She said that she was willing to provide information, but would dread having to testify. She reported that she was 16 years of age when she met Jim Murphy, who was a senior in high school. She was with him off and on for five years, and has a child, Alyssa, by him. Alyssa will be four years of age in July. Alyssa knows who her daddy is, and thinks that he works for Jesus. Ms. Willis said she did not know where her daughter got that idea, but she does not correct her.

Ms. Willis said that Alyssa had probably seen Jim hit her, when he was drunk. She said that he was always drunk when he hit her, and that he broke her nose once. She said that it would take quite a bit of nagging on her part, and drinking on his part, before he would hit her. She reported that he would work for five or six months at a time, if not longer. He took care of her children while she had surgery, just before the crime occurred. She believed he was sober at that time, and she trusted him implicitly with the children. She reported that her second child is to be one year of age this month, and that he has taken care of her since she was born, until she was four months of age when the crime occurred, although she is not his child.

Ms. Willis said that Alyssa met Jim's adoptive sister after the crime occurred, and Hope, Jim's mother, is there "when she can be." Alyssa sees her as her granny, but in reality, they have very

little contact with her. His brother, Donnie, comes around from time to time, and Alyssa is fond of him. Ms. Willis said that she knows that Jim's daughter is important to him, but she is not sure whether she, herself, is important to him. She said that he has written her several letters, and she has not answered them because she does not know what to say, or because she has nothing to say. She indicated that she drank with him until Alyssa was born, and then she drank occasionally. She could not recall how many physical fights they had. She never hit him, but would not back down when she felt she needed to say something, andshe would say whatever she needed to say. She was never afraid of him, and she could never imagine Jim doing what he did, and still cannot. She feels that he must have been under the influence of drugs. She recalled that he took her Zanex on one occasion. Sometimes he would tell them good-bye, apparently planning to kill himself, but he never made a serious attempt. She would call for an ambulance when this would occur. She did believe that he tried seriously many times to sober up. He would attend AA, but there was, "...just too much on his mind." She said that her parents are both alcoholic, and are in and out of jail. She lived with her grandfather throughout her childhood.

Ms. Willis said that her most cherished memories are of when Jim was sober and taking care of the children. She had numerous kidney surgeries, and he took care of Brittany and Alyssa, and did everything he needed to do, when she was incapacitated. She said that she knew it was hard for a man to do such things, but that he did everything. He washed clothes, cleaned the tub, and did, "... everything in the world right."

Ms. Willis said that Jim told her once that he was seeing things at night. She said that it made her mad. She recalled the snakes he saw before, and she felt that, "...he was messed up in the head—not talking right." She said that she believed that his thumb surgery, "...got him down."

Ms. Willis said that Alyssa misses her daddy. She hopes that Alyssa can someday know him and hear from him, and make up her own mind about him. She said that Alyssa is not old enough now to know what happened, and she said that she feels Alyssa would need to be 13 or 14 years of age, at least, to have such a conversation with her father. Ms. Willis became very emotional when she talked about this, and about her daughter's needs.

### Garth Looney

In an effort to reach Donnie Looney, Mr. Murphy's brother, a call was placed to his present adoptive father's home. This gentleman, Mr. Garth Looney, was interviewed briefly as well, by telephone, and he said that he has had Donnie with him for 14 years, and that Donnie has severe anger problems, and is abusive to him. He said that Donnie has no place to go, and that his home is the only place that Donnie feels safe. He mentioned that Donnie is "far worse" than Jim, and that he needs to get rid of him, but doesn't know where to send him. He noted that Donnie works on highway construction.

#### Donnie Looney

When Donnie was contacted by telephone, he provided the following information. He said that he is not a spiritual person, but he feels that if you kill someone, "...that's it." He said that his brother has "...always been off in the head," but that he would never have thought that Jim

would do such a thing as this. He said he would more likely have expected that Jim would rob the "...biggest bank in Dallas."

Donnie said that when Jim was seven or eight years of age, he began to have problems. He said that Jim would always rock himself to sleep, for ten or fifteen minutes each night, and that he was always on the bottom bunk, and that Jim was on the top bunk. The bed would shake, as if someone was bumping his head. He said that he would get angry about it until he figured out that Jim wasn't doing it to aggravate him.

Donnie said that he and Jim went to Buckner when he was seven or eight years of age, and Jim was five or six. Their sister, Holly, was there as well. He recalled that it was in the early '80s. He remembered one man, Mr. Langford, who read Bible stories to them before they went to sleep. He recalled that they left there and went back to their grandparents, their father's parents, but, "... they were getting up in age." His father lived with them until he died at the age of 47. He was sick and they took care of him. His grandmother was sick as well, with high blood pressure, and, "They didn't have time to take care of us." A distant aunt knew the Tolars, who were thought to be good and upstanding people, and Donnie and Jimmie were taken to live with them. The Tolars had children of their own as well, and Mr. Tolar was a fireman. He would work 48 hours, and then be off for 24 hours. When he was at work, "There would be three or four or five boys in the house with a woman, and that dude was mean. He'd come home, and she'd tell him everything we did--he'd try to talk to us, and he'd scream and start going crazy, and he'd hit you with anything he could get." Donnie went on to say, "He was rough--that dude--he'd grab you. He was really rough on my brother. He was quiet--kinda stayed off to himself, bashful, I guess. Always off with one person or alone, not with a group of kids." He said that Ms. Tolar provoked most of the troubles, telling Mr. Tolar things they had done. He said, "I guess it made that guy crazy." Asked if Mr. Tolar was a drinker, Donnie said that he was not, and that he was, "... real weirded out in religion. Don't get me wrong, I believe in Jesus Christ, heaven, hell--but they were too much." He said that the Tolars would not allow them to be friends with anyone who wasn't, "...just like them."

Asked if Child Protective Services was ever involved because of the abuse, Donnie said, "The guy got to acting crazy--picking on me, on my brother--two or three days before. If they had not come, I probably would have killed somebody. My dad being dead--he told me to look after my little brother, and that guy yelling and screaming at him all the time, making him go to bed before everybody else, mental disease, I don't know." Donnie went on to say that he, himself, has a great many problems, and has talked to many psychologists that were provided to him by the state, "...and none of them said I was crazy, but they said my brother was paranoid." He said that Jim, "...always thought people was against him, or was saying things--or was hearing things, and thinking things."

Donnie said that from birth until the age of four or five, Jim and he were with their father, and then their mother came to live with them as well, and was there for the next six or seven years. He said, in explanation for her absence, that their father might have told her not to come around, "Or maybe she didn't want to." He went on to say that Jim had very bad luck with friends, who would steal from him. Donnie frequently changed directions in his conversation, ruminating aloud, it seemed, about the things that he and his brother had experienced. He was somewhat

unresponsive to questions, but rather chose the topics himself, letting forth with a stream of highly impassioned commentary about their childhood and his brother's behavior.

Generally, it should be noted that Donnie was willing to give his brother very little consideration or compassion, and was quite punitive in his tone, but as he described his childhood, he identified a number of issues that were quite significant. He described abuse perpetrated by Mr. Tolar upon Jim that made Donnie, himself, so angry that he felt like killing the man. He described Jim as a youngster who always had problems, and who was described as paranoid by the state psychologists who saw them as children. He indicated that Jim always seemed to feel that other people were against him. He talked of his brother's self-soothing behavior, rocking himself to sleep at night. He talked of their abandonment, if not physically, certainly emotionally, by family members who were unable or unwilling to provide care for them. Both he and his adoptive father affirmed that he has severe problems as well, and that even with the apparently wonderful care provided by his adoptive father for the past 14 years, he has tremendous difficulty managing his own aggressive impulses.

#### Hope Abbot

Hope Abbott, Jim's biological mother, was interviewed by telephone. She was observed to be highly emotionally labile and driven in her way of presenting information. She started by saying that Jim went to the Outreach Program in Canton, and was referred to Terrell State Hospital. She said that she had him taken there herself, by the Sheriff's Department, because he had been turned away three times before. She said that Dr. Bob Gold at Terrell turned him away. He said that Jim had no psychological problems, but was just alcoholic. She noted that he was having visual and auditory hallucinations, and she said that she knows about alcohol because his father was an alcoholic. Jim was in a hospital, Green Oaks, and was then at Oak Grove Alcohol Treatment Center. She said, "We did everything we could." She said that Jim was a wonderful boy, and that she gave him up for adoption at the age of seven. She had six children altogether, three before she married, and three with Donnie, Jim's father, who was an alcoholic. She said that Jim was the fifth of her six children. She was married to Donnie until he died, from 1973 until 1982 or 1983. He died of pancreatitis and gastritis, related to alcoholism. She said that he "beat the living daylights" out of her many times.

She said that Jim tried to commit suicide in 1997, overdosing on Benedryl, and was hospitalized in Kaufman. She said that he would work and then disappear for two weeks, would come home with funny stories about someone taking him off to California or something. She said that he drank a fifth a day. She said Jim began drinking when he was 16 years of age, following in his father's footsteps.

Ms. Abbott said that she wants the jury to spare Jim's life, and to see that he did not mean to do what he did. She said that he is a very bright, talented person. She said that she wants desperately to say something to the Cunninghams, but everything she wants to say seems grossly inadequate.

Ms. Abbott said that from the time Jim's sister got married, she herself reunited with Jim, and for the past seven years has been close to him and his sister. She said that she has not visited him at the jail because she has congestive heart failure, and she has no way to get there. She said that

he is "a momma's boy," and she fears that he will go to pieces if she visits. They write one another. He told her that what happened was an accident. He had the hoses from the Wet Vac and was going to commit suicide. He bought scooters for some boys, friends of his-sister, with the credit card, and she noted that he truly cared about these children, and knew he was going to die, and wanted to give them something to remember him by.

Asked about keepsakes or photographs that would depict their family during Jim's growing up years, Ms. Abbott said that Jim's paternal grandmother kept all of those pictures, and when she died, they disappeared. She said she believed Donnie had some pictures, and Samantha Murphy would have some yearbooks. Jim's sister, Tracy, might also have some items. Ms. Abbott said that Jim was a very precocious, funny child who always smiled. She said that if she lowered her voice and got gruff with him, it broke his heart. The other two boys would put him up to things, such as throwing rocks, or using a slingshot, and then if she got on to him, he would cry. They lived in Kaufman, where Jim's father was a heavy equipment operator. She, herself, was not allowed to work.

Ms. Abbott said that she understood that the Tolar family sexually abused Donnie and Jim. She said that they whipped the children with bed slats, locked them in the house, left them without food at times, and on one occasion, Donnie tore the room up. Ms. Abbott said that she, herself, was adopted and had a wonderful home, and she thought her children would have a wonderful life in adoption as well. She wept as she talked about what her sons had suffered in adoption, and about her part in having left them there, unknowingly.

Ms. Abbott talked about Jim's next adoptive family, the Murphys, and said that when he was a senior in high school, they split up, and the biological son stayed with the mother, while Jim decided to go with the father. She said that from that time on, Samantha Murphy would have nothing to do with Jim, and that broke his heart. She said that Donnie was adopted by Garth Looney, a wonderful, kind man who was like a dad to Donnie, and was good to all of them. She said that he was instrumental in getting her involved with her sons, after she had looked and looked for them, and could get no help from the state.

Ms. Abbott said that the Tolars released the children from adoption after one year, and Donnie went to a boy's school in Fruitdale, and Jim went there briefly as well. She said that she knew nothing of the sexual abuse, and she cried, saying that if she had known, for one second, "...you would be taking notes on me. I have no qualms about doing something to somebody that would do that to a child."

She said that when the children were young and still at home with them, they were never beaten. She said that she threw herself between the children and their father when he was in such a state. She talked of taking Jim and the other children to Buckner, saying that their paternal grandmother got them back from Buckner, in order to prevent her from getting them. A cousin then found a placement, when the paternal grandmother could not care for them, and that was when the Tolars took Jim and Donnie, who were then seven and eight years of age. She said that she met them and they were not good people, she now knows. The agreement was that she would be able to visit with the children, and they would be able to visit with their other siblings, but as soon as the adoption was final, they stopped allowing her to visit. She said that Jim and Donnie were put through hell.

Ms. Abbott called another time to report that Jim had been taken off his anti-psychotic medication on the previous Thursday, and had suffered an incident at the jail, when he became angry with the guard. She said she was very upset that his medication was not being administered regularly, as it should be. In a subsequent telephone conversation she indicated that she had been in touch with Jim and he was distressed that his belongings had been taken from him when he was moved to "suicide watch," and had subsequently been lost. She said that she sends him \$75.00 to \$100.00 a month for commissary supplies, and has limited it because he can sometimes "go wild" with money. She said she called to confirm that supplies were indeed as expensive as Jim told her they were, and found that he had represented this correctly. She said she had decided that she would testify, although her doctor felt it would be a danger to her health to do so. She said that she feared she would always have trouble forgiving herself if she did not.

#### Celeste Tolar

Ms. Celeste Tolar was interviewed by telephone, and was willing to speak and to be quoted, on the condition that she could stop at any time. She said that she got Donnie and Jim Kines in 1983, and that her husband reminded her recently that Donnie came to their home a week or two before Jim, because Jim was in another family placement. She reported that Donnie was 8 and Jim was about 7 when they came, and she thought they might have been in third and second grades. A cousin of the children's father contacted them and arranged it. They eventually met the paternal grandparents, whom she believed to be the children's caretakers before. They also met the boys' father, Don, but only later met the mother, when she was signing the papers for the adoption. Asked if the mother was weepy or distressed, she said that she was not. She said she guessed Hope could not care for them "...just cause there was six of them, I guess..." She said that the Kines children, Holly, Jim, and Donnie, were all placed out of the home.

Ms. Tolar reported that the children were with them until January 1, 1986. They had three sons as well: Eric, one year younger than Jim; Jeremy, one year younger; and Terry, Jr., three years older. The children attended Grand Saline public schools. Jim was a fairly good student in regular classroom, and made several A's. He was never diagnosed with difficulties, while Donnie was on Ritalin briefly. Donnie and she were in therapy together, and she thought Jim might have been in on some of the sessions. She said that Donnie was a great deal more trouble than was Jim. She said that she and her husband wanted to do something right, to give the children a stable home, and they knew it would not be easy. She said Donnie said all along that he did not want to be adopted and he would tell the judge that, but when they went to the Court, "... of course he didn't."

Ms. Tolar indicated that they had an active life, with church, Scouts, and with the child care she provided for other children in the home. Donnie was loud, rebellious, and destructive. They would put him in a room for time out, and he would break a window or knock a hole in the wall. The other boys, "...could hear all of the conflict," she recalled. She said that Jim was not hard to manage until the last few months, and then the boys would team up some. Jim was lighthearted, entertaining, convivial, and full of life. They felt he had a bright future. They blame drugs and alcohol for his troubles. They did call the police for help with Donnie on one occasion. Asked if it was her husband who carried out most of the discipline, Ms. Tolar said she herself disciplined, "...to the best of my strength, " but Terry, when he got home, would discipline them too.

Asked, she said that Child Protective Services was never involved with their family. She said that the children acted better at school than at home. She said that she should have pictures and report cards, and when I asked if I could have access to them, she asked if I was for a lighter, sentence or a heavier one. Told that I would gather all of the relevant information I could find about Jim and present it to the jury as objectively as I could, but that I was in fact hired by the defense attorney, she gave some consideration, and said that I could call back in 30 minutes and she would see if she could find the pictures. She noted that Jim had come by once with a friend, to visit, just after he got his driver's license, and that the house was all messed up then because they were doing some renovation. While we talked, she apparently looked for and found pictures, and noted that she had boxed up the pictures for each of the boys at some time.

Ms. Tolar said that the Murphy's, who adopted Jim later, had in fact been divorced before that placement, and then had reunited. She met Ms. Murphy on one occasion. She said Ms. Murphy met Jim thought the Fruitvale school. "...When we couldn't hold them any longer we turned them over to the Van Zandt County Children's Shelter," and they sent the children to the Fruitvale school. Ms. Murphy observed Jim to be about the same age and size as her son, and approached the Tolar's to see if she could adopt him.

Ms. Tolar said she and her husband were very hurt for Jim when they heard of this matter. She added that the boys had told them that their dad would get drunk and they would run off and come back later. They said their mother gave them up because she..."didn't want us." The grandparents were too old and sick to care for them, and their father was too sick as well. She noted that they lost both grandparents and their father while they were with the Tolar family. She said that Jim cried and grieved. Asked if he was a bed wetter, she said that he never was, but that he would get on his knees in bed and rock. Ms. Tolar cried as she described the photos she had found, and she gave permission for me to come and get them. I did so, and did not further discuss the matters with her, as she was clearly occupied with getting ready to leave town for a family reunion at Lake Whitney.

### Tonya Thorp

Tonya Thorp, Jim Murphy's older half sister, gave the following information. She and her five siblings were placed at Buckner on a trial basis for a weekend in 1982 or 1983, when she was 13, and because she was headstrong and threatened to leave, she was not left there. An aunt in Grand Saline took her, while the other five stayed at Buckner. Tamera and Bob stayed for several months, and then their mother retrieved them and Tonya, while Donnie, Jim, and Holly stayed at Buckner. She next saw Jim at her wedding on April 16, 1994, and has since been in fairly regular contact with him. She and her husband, Randy, had two children, Ashley and Miranda, and then divorced. Jim lived with her and her daughters for one or two months, and was living there when this terrible thing happened. She was not aware that he was drinking, and while she knew he had a drinking problem in the past and had attended Alcoholics Anonymous, she operated under the assumption that he knew the rules at her home. He had to behave or to leave, so she assumed he was mindful of his behavior and was not drinking.

Ms. Thorp reported that before the children went to Buckner, they lived in Kaufman, sometimes with the paternal grandparents and sometimes down the road from there. Their mother left them

alone and took off at one time when she was 11 or so, and she had to call her grandparents, who took them in. Their father, Roy Kines, was living there as well.

Ms. Thorp said that her mother was never abusive, but did smack her from time to time because she had a big mouth and she deserved it. Roy Kines was the disciplinarian, and he used a belt. On occasion, when he was mad at their mother, Tonya would get between them to protect her mother, and other times, her mother would get between Mr. Kines and Tonya or the other children. His violence and abusiveness generally occurred when he was drinking. He was always verbally abusive, saying, "You little shit!" or "Goddamn it, you little son of a bitch," to the children. If something happened and no one would confess to it, all of the children would get "...their butt whipped." She noted that Donnie was probably their father's favorite if there was a favorite, and she added, "He was exactly like Dad." She said that Jim "...was the sweet one, honest and truly. Donnie was always the bad one." She said that none of the family can believe Jim would do something like this and they are all in shock. He said that even Donnie is not capable of such a thing, but if either of them were to do something like this, it would be Donnie that she would expect would. Ms. Thorp said she knows and likes Chelsea, but Chelsea could be just as mean to Jim as Jim could be to her.

### Matthew Murphy

넓 분위 등 -

Mr. Murphy was the adoptive brother of the same age as Jim Murphy, and he provided information indicating that from the time Jim came to their home to live, he told the Murphy family of the abuse that occurred at the Tolar home. He described having been tied in a chair, along with his brother, Donnie, so that the Tolar boys could beat on them. He and Donnie were locked out of the house at times, when the Tolars would go somewhere without them and not provide access to the house whenever they would get home. They were at times sent to bed without food, for punishment, or denied soft drinks or other foods that the Tolar boys were given.

Mr. Murphy further stated that at one point, Jim was very distressed that his brother, Donnie, could not also be adopted by the Murphys. He said that his family understood that Donnie had been the trouble maker, or the one with behavior problems, and his parents just could not take on the job of raising Donnie. When Donnie was old enough to drive, he began to come visit them.

Mr. Murphy said that he and Jim were abused by their father, Bob Murphy, at times when he was drinking heavily. He told of one incident in which he got between Bob and Samantha Murphy during a physical confrontation, standing on a bed and hitting his father in the face with his fist, so that he was knocked down. He said he could only hit him the one time, and was very upset with himself for doing it, but he was not willing to stand by and let his father continue to beat his mother. He said Jim and he were regular witnesses to the marital physical fighting, and that Jim witnessed this incident as well.

### Tracy Irwin

Ms. Irwin told of her own observations when her family adopted Jim. She affirmed that her mother had never forgiven Jim for going to live with Bob Murphy when the parents divorced the second time, and she said it was understood that Mr. Murphy had bribed him with promises of a

pick-up and other material things. She said that Jim probably also understood that he would have more freedom with Bob Murphy than with Samantha Murphy. She talked of the physical abuse of Samantha and Matthew Murphy, and of Jim Murphy, at Mr. Murphy's hand, both when he was drinking and when he was sober. She reported that he was always an angry and violent man. She said there should be records of police calls to the home to handle domestic disturbance. She said that she recalled Jim's reports of abuse at the Tolar home. She spoke fondly of Jim and also of Donnie, who she came to know well, and provided pictures of them with her own children. She talked of her husband's closeness with Jim Murphy.

Mary A. Congell, Ed.D., ABPP

Board Certified in Forensic Psychology by the American Board of Professional Psychology

Cc: File



# The Question of Future Danger to Society in Capital Cases

- ♦ Historical informal observations of murderers in prison and on parole
- The Texas death penalty statute and future danger to society
- ♦ The nature of science gathering information rather than speculating
- ♦ The opportunity for scientific study of former death row inmates
- ◆ The collection of general information on inmate violence
- The application of violence risk assessment methods
- Standard allegation of future dangerousness in federal capital cases

# Risk Components

# Will there be violence?

- 1. What probability?
- 2. Of what form of violence?
- 3. At what time period?
- 4. In what context?

# - Risk Components --

# Will this driver have an accident?

- 1. What probability?
- 2. Of what type of accident?
- 3. At what age?
- 4. In what locale?

## Will there be violence?

- 1. What probability?
- 2. Of what form of violence?
- 3. At what time period?
- 4. In what context?

# Risk Assessment Techniques

# More Scientific

## 1. Actuarial

(insurance company method)

### 2. Pattern

(using patterns of how the individual behaved in the past to estimate behavior in similar situations)

# 3. Intensive clinical evaluation

(short-term convergence, long-term personality trends)

# 4. Hypothetical inference

(stargazing, dot-to-dot)

Less Scientific

# Models of Violence Risk Assessment:

### A. Monahan (1981)

- 1. Actuarial methods, and
- 2. Dispositional/interactional/contextual approaches.

### B. Morris & Miller (1985)

- 1. Actuarial (using how people like him have behaved to estimate how he will behave); and
- 2. Anamnestic (using how the individual behaved in the past to estimate behavior in similar circumstances);
- 3. Clinical (using life experience, training, knowledge of mental illness, observations, and diagnosis to estimate future behavior).

### C. Hall (1987)

- 1. Long-range violence is best estimated by the base rate of violence in the group to which the individual belongs.
- 2. Short-term (next several months) violence potential is a function of the interaction of historical variables (nature of violent exposure, experience, and behavior), current operating variables (long-term disposition and short-term triggers), opportunity variables, and inhibitory variables.
- 3. Imminent (next several days) violence is a function of perpetrator variables, contextual stimuli, victim characteristics, and inhibitory factors.

### D. Serin & Amos (1995)

- 1 Derive a group base rate estimate from relevant group demographic and dispositional factors.
- 2. Consider clinical information regarding past use of violence, disinhibitors, and persistence of antisocial behavior in conservatively revising the group base rate estimate to an individual base rate estimate.
- 3. Evaluate what risk management variables and what contextual factors might be modified to reduce the likelihood of violence.
- 4. Establish a final revised estimate of violence potential.

# Base rate:

How often something happens

The statistical prevalence of a particular behavior over a set period of time.

The fundamental group statistic.

The single most important piece of information necessary to make an accurate prediction.

### Actuarial Steps

- 1. Identify general characteristics
- 2. Review experience
- 3. Establish base rate (historic percentage)
- 4. Adjust base rate for context
- 5. Adjust base rate for individual differences
- 6. Adjust base rate for preventive measures
- 7. Compare to other base rates

# Base Rates Relevant to Likelihood of Violence in Prison

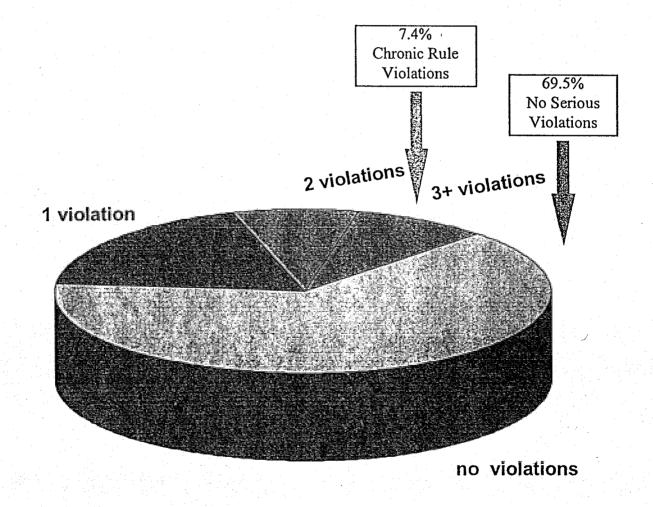
- 1. Capital offenders and murderers in the general prison population
- 2. Assaults by inmates in Texas and Federal prisons
- 3. Homicide of inmates or staff in state and Federal prison
- 4. Disciplinary infractions of short-term and longterm inmates
  - age at admission to prison
  - seriousness of infraction
  - fights/assaults among long-term inmates
- 5. Aging effects on criminality and violence

# Why capital offender base rates apply to Jedidiah Murphy and other capital inmates in Texas

- ♦ Offense histories sufficiently violent and aggravated that a death sentence was sought and returned.
- Inmate offense distribution is similar from state to state.
- Prison facilities and procedures have broad similarity.
- ♦ Consistency of findings
   diverse geographic regions
   diverse time periods
   diverse prison settings
   diverse capital statutes
   diverse capital offense characteristics

### Furman Commutees: Serious Rule Violations Across 15 years

- 533 former death row inmates nationwide
- prison behavior over a 15 year period after removal from death row



Marquart, J. & Sorensen, J. (1989). A national study of the *Furman*-commuted inmates: Assessing the threat to society from capital offenders. Loyola of Los Angeles Law Review, 23 (5), 5-28.

### Furman Commutees

VS.

### Life Sentence Inmates

### **Death Row Commutees**

N = 47 32 years old followed 1973-1988 (10yrs)

no prison homicides

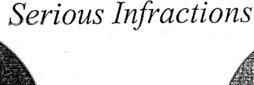
### Life Sentence Inmates

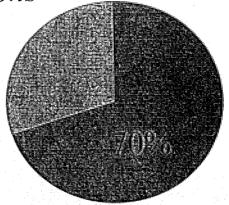
N = 156 (128 murd., 28rapists)

30 years old

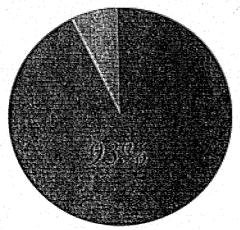
followed 1973-1988 (11yrs)

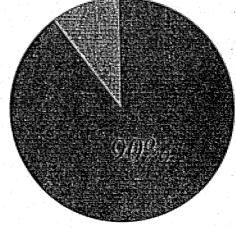
no prison homicides





Aggravated Assault / Fighting with Weapon

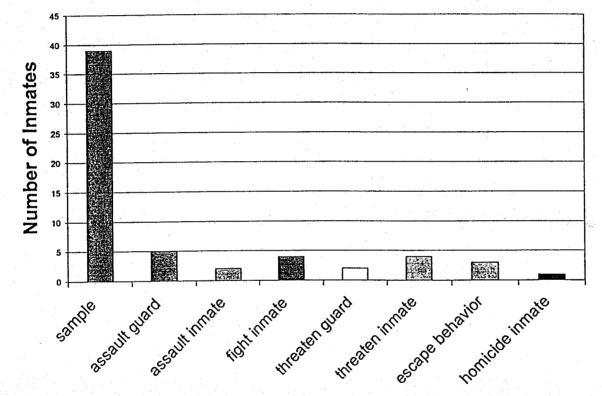




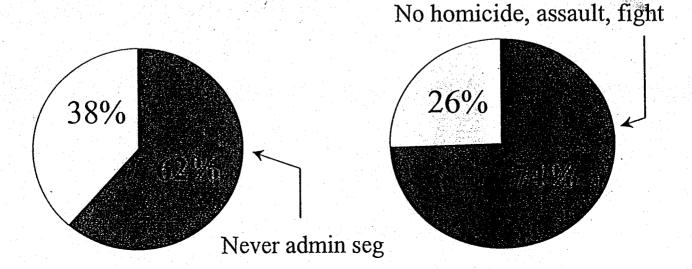
Marquart, J.W., Ekland-Olson, S., & Sorensen, J.R. (1994). The Rope, the chair, & the needle: Capital punishment in Texas, 1923-1990. Austin: University of Texas Press

### Indiana Commuted Capital Offenders

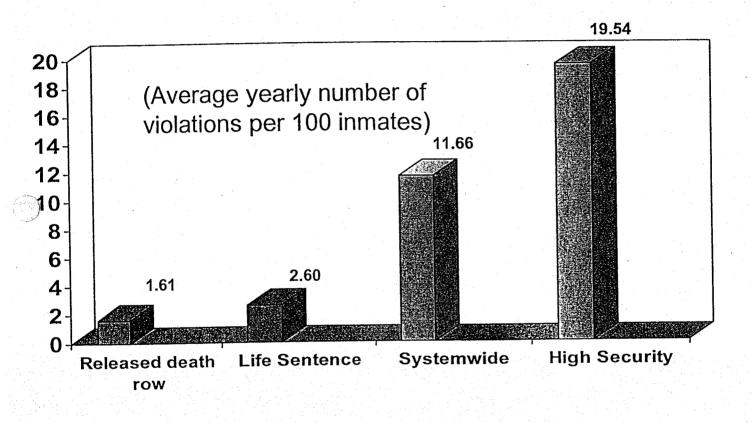
- ♦ 39 inmates commuted since 1972
- review of general population disciplinary records 3/99



**Type of Offense** 



# - Reported Serious Violent - Rule Violations



(90) (107) (38,246) (1,712)

Marquart, J., Ekland-Olson, S., & Sorenson, J. (1989). Gazing into the crystal ball: Can jurors accurately predict dangerousness in capital cases? Law & Society Review, 23(3), 449-468.

### A Few Bad Apples

- -- 8 (out of 90) of the inmates released from death row have been identified as gang members and have been confined indefinitely in administrative segregation.
- -- 6 (out of 107) of the control life sentence group have been identified as gang members and have been confined indefinitely in administrative segregation.

### VS.

- -- 2/3 of both groups have never been in solitary confinement (punishment for serious disciplinary infractions).
- -- 90% of both the former death row inmates and the life sentence inmates held trustee status.

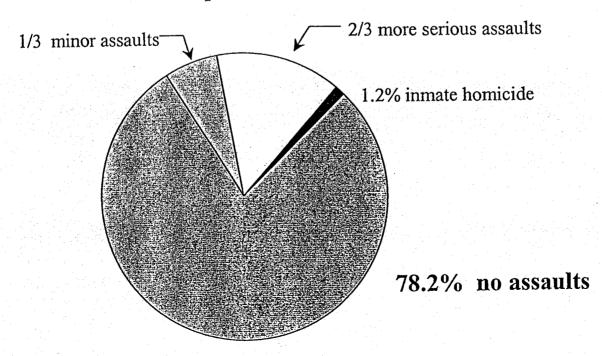
### Sorensen & Wrinkle (1996)

# Disciplinary records review 1977-1992 (Missouri state prisons)

- 93 death row inmates
- 323 life-without-parole inmates
- 232\_life-with-parole inmates
- 648 total

### Three groups similar in assaultive rule violations

Cumulative prevalence across 15 years:

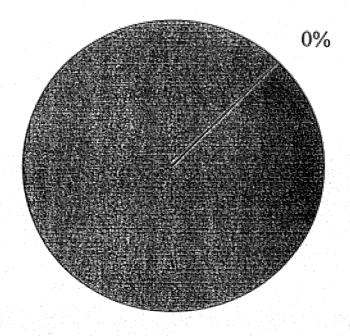


Sorensen, J. & Wrinkle, R. D. (1996). No hope for parole: Disciplinary infractions among death-sentenced and life-without-parole inmates. <u>Criminal Justice and Behavior</u>, 23, 542-552.

### Prison Behavior of New Jersey Capital Offenders Following Commutation (34) or Retrial (21)

- 55 released from death row
- between 1907 and 1960
- in regular prison population serving term of imprisonment

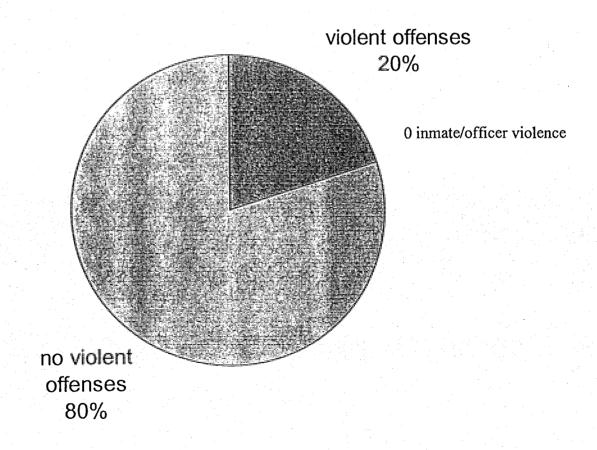
#### No allegations of unmanageable behavior



Bedau, H. (1964). Death sentences in New Jersey, 1907-1960. Rutgers Law Review, 19, 1-64.

# Commuted Texas Capital Offenders: Prison Behavior

- 100 death row inmates commuted
- Pre-Furman: 1924-1972
- Averaged 12 years in general prison population
- 80 committed no violent infractions



# Factors Associated with Violence In First 6 months in Federal Prison Confinement

- ♦ Younger inmates
- ◆ More prior arrests & convictions
- Had not resided in major cities
  - ◆ Severity of current offense did NOT predict inmate violence.

Cooper R., & Werner P., Predicting Violence in newly admitted inmates. Criminal Justice and Behavior. 17, 431-447.

### AVERAGE NUMBER OF PRISON RULE VIOLATIONS PER INMATE PER YEAR BY OFFENSE, 1986

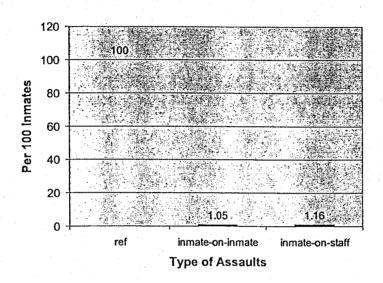
**ADMISSION OFFENSE** AVERAGE ANNUAL # OF **INFRACTIONS PER INMATE** 1.5 TOTAL VIOLENT OFFENSES 1.4 **HOMICIDE** 0.9 **MANSLAUGHTER** 0.8 **ASSAULT** 1.5 **ROBBERY** 1.9 RAPE 1.1 PROPERTY OFFENSES 1.8 0.9 **DRUG OFFENSES PUBLIC ORDER** 1.1

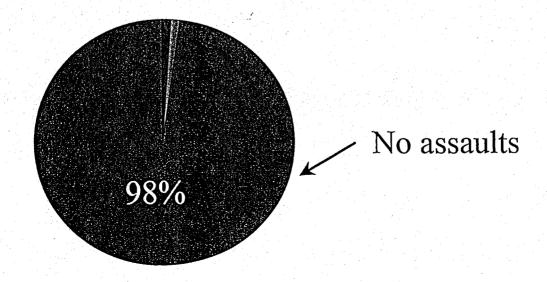
# The Relationship of Offense History to Prison Adjustment

- ◆ Past violence in the community is not strongly or consistently associated with prison violence.
- Current offense, prior convictions, and escape history are only weakly associated with prison misconduct.
- Severity of offense is not a good predictor of prison adjustment.

- Alexander, J. & Austin, J. (1992). Handbook for Evaluating Objective Prison Classification Systems. San Francisco: National Council on Crime and Delinquency. Sponsored by U.S. Department of Justice.
- National Institute of Corrections, U.S. Department of Justice. (1992) Jail Classification System Development: A Review of the Literature, revised edition.

### Rates of Assault in TDCJ - 1998





# Base Rate of Inmate and Staff Homicide (1995)

#### Inmate-on-inmate homicide

Federal = 7 per 100,000 inmates

State = 5.6 per 100,000 inmates

Texas = 3.9 per 100,000 inmates

#### Inmate-on-staff homicide

Federal = 1 per 100,000 inmates

State = 1 per 1,000,000 inmates

Texas = 2 in past 18 years (1982 & 1999)

(1994-1995 State & Federal = 1.5 per 1,000,000 inmates annually)

### Comparison (Murder & Non-negligent homicide- 1995):

United States = 8 per 100,000

Texas = 9.0 per 100,000

Houston = 18.2 per 100,000

Age 65+ = 1.1 per 100,000

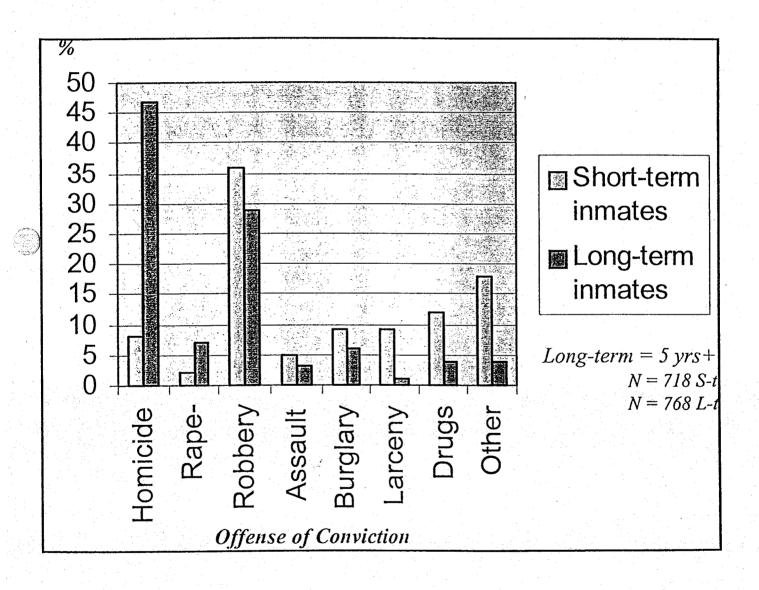
#### Source of data:

Maguire, K. & Pastore, A.L.,eds. (1997, 1998, 1999). Sourcebook of Criminal Justice

Statistics – (1996, 1997, 1998). U.S. Department of Justice, Bureau of Justice Statistics.

Washington, D.C.

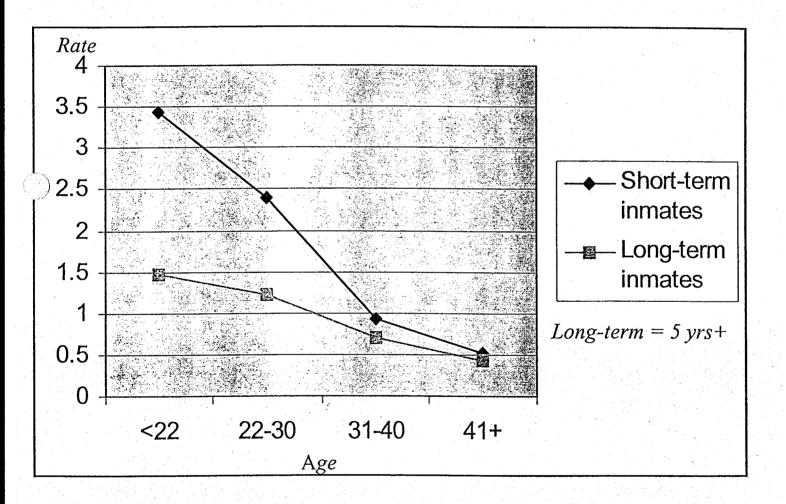
### Distribution of Offense Type



source of data: Flanagan, T.J. (1979). <u>Long-term prisoners: A study of the characteristics</u>, <u>institutional experience and perspectives of long-term inmates in State correctional facilities</u>. Dissertation: School of Criminal Justice, State University of New York at Albany.

### Disciplinary Infraction Rates

(Median, by age at admission and time served group)



source of data: Flanagan, T.J. (1979). Long-term prisoners: A study of the characteristics, institutional experience and perspectives of long-term inmates in State correctional facilities. Dissertation: School of Criminal Justice, State University of New York at Albany.

see also: Flanagan, T.J. (1980). Time served and institutional misconduct: Patterns of involvement in disciplinary infractions among long-term and short-term inmates. *Journal of Criminal Justice*, 8, 357-367.

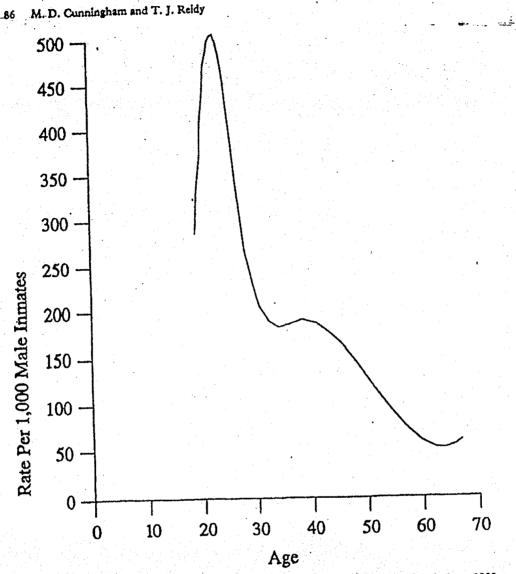
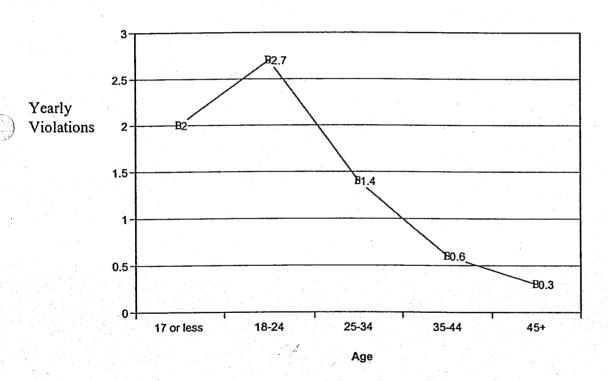


Figure 5, Incidence of prison infractions in NY, 1975, by age. (From: Hirschi & Gottfredson, 1989; copyright 1989 by The University of Chicago Press; used by permission of the publisher)

### AVERAGE NUMBER OF PRISON RULE VIOLATIONS PER INMATE PER YEAR BY AGE



SOURCE: PRISON RULE VIOLATORS-BUREAU OF JUSTICE STATISTICS 1989

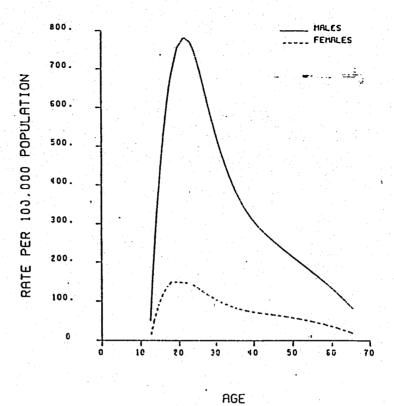


Fig. 1.—Criminal offenders in England and Wales, 1842, 1843, 1844, by age and sex. Rates per 100,000 population. (Source of data: Neison [1857, pp. 303-4].)

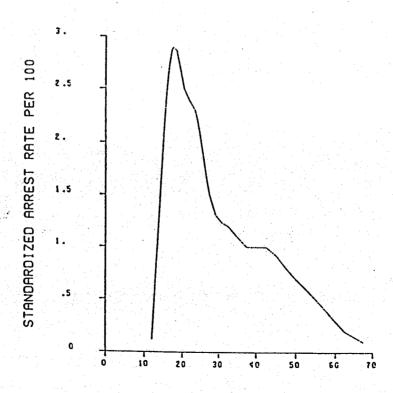
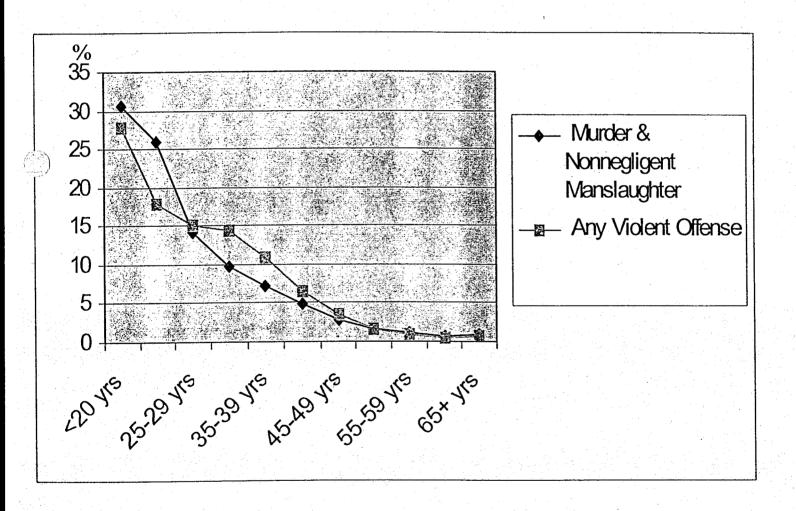


FIG. 3.—Age distribution of persons arrested in the United States for all offenses, standardized for their representation in general population, 1977. (Source of data: U.S. Department of Justice [1979, p. 171]. N.B.: Data are approximate.)

# Arrests for Violent Offense and Murder by Age Group

United States 1995



Source of data: Maguire, K. & Pastore, A.L.,eds. (1997). Sourcebook of Criminal Justice Statistics - 1996. U.S. Department of Justice, Bureau of Justice Statistics. Washington, D.C.

# U.S. Department of Justice: Characteristics of State Prison Inmates, 1991

#### Violent Offenders

47% convicted of violent offense

23% of violent inmates had victimized more than one person 46% of violent inmates carried or used a weapon in the offense

- 67% carried guns
- 56% fired gun in offense

50% of violent inmates drinking or using drugs at offense

#### **Homicide**

• 12% convicted of homicide 28% under influence of drugs

#### Life Sentence

• 10% sentenced to life

50% had prior incarceration67% had prior sentence to prison or probation33% had three or more prior sentences30% had prior sentence for a violent offense

### Maximum Security

74% had a current or prior sentence for violent offense

### U.S. Department of Justice:

Characteristics of State Prison Inmates, 1991 (2)

### **General Prison Population**

- 60% had been incarcerated in the past
- 80% had earlier been sentenced to probation or incarceration
- 40% had prior conviction as a juvenile
- 70% had prior conviction as an adult
- 31% committed offense under the influence of drugs
- 16% used or had a gun while committing current offense

### Summary of Prison Violence Base Rate Findings

- Commuted capital offenders have a very low rate of serious violent infractions.
- Seriousness of offense does not predict prison violence.
- Texas prisoners have low rates of serious violence toward inmates and staff.
- Rates of inmate and staff homicide in prison are lower than the general population.
- Violent offenders represent almost half of the state prison population. Murderers represent over 11% of the state prison population.
  - Almost half of long-term inmates are murderers.
- Disciplinary infraction rates are *lower* for long-term inmates than short-term inmates within each age-at-admission category
- Infraction rates are progressively lower as an inmate ages.

  This is consistent with multiple studies which demonstrate markedly decreasing rates of criminality and violence with aging.

### 

- Capital inmates have low rates of violence in the general prison population
- Seriousness of offense does not predict prison violence.
- Infraction rates are progressively lower as an inmate ages. This is consistent with multiple studies which demonstrate markedly decreasing rates of criminality and violence with aging.

### Anchoring Base Rates:

- ◆ Assault = 20 30%
- ♦ Repetitive assault = 10%
- ♦ Aggravated assault on staff = 1%
- Homicide of inmate = .2 per 1000 in Texas
  - ♦ Homicide of staff = 1 per 1,000,000 annual

# Tactors Predictive of Increased Risk for Violence in Prison

- 6,390 murderers convicted 1989-1999
- Followed an average of 4.55 years
- Rates of serious violence\* extrapolated for life sentence
- 16.4 Base rate of serious violence
  - + 7.4 Robbery/burglary
  - +5.6 Multiple victims
  - +4 Attempted murder assault
  - +10.4 Gang membership
  - + 5.3 Prior prison term
  - +5.5 Age less than 21

<sup>\*</sup>Homicide, attempted homicide, assault with a weapon, fight with a weapon, sexual assault, robbery on inmate. Aggravated assault on correctional officer.

Sorensen J.R. & Pilgrim, R.L. (in press). Actuarial assessments of future dangerousness in the punishment phase of capital trials. <u>Journal of Criminal Law & Criminology</u>

# **Factors Predictive of Reduced Risk for Violence in Prison**

### 16.4 Base rate of serious violence

- -7.2 Age 26 through 30
- -12.3 Age 31 through 35
- -14.4 Age over 35

Individualized Risk Range > 2% to 54.6%

<sup>\*</sup>Homicide, attempted homicide, assault with a weapon, fight with a weapon, sexual assault, robbery on inmate. Aggravated assault on correctional officer.

Sorensen J.R. & Pilgrim, R.L. (in press). Actuarial assessments of future dangerousness in the punishment phase of capital trials. <u>Journal of Criminal Law & Criminology</u>

### Individualized Actuarial Likelihood of Jedidiah Murphy Exhibiting Severe Violence in Prison

### 16.4 Base rate of serious violence

+7.4 Robbery

[5.3] Prior prison term

23.8 – 29.1% Overall risk rate

\*Homicide, attempted homicide, assault with a weapon, fight with a weapon, sexual assault, robbery on inmate. Aggravated assault on correctional officer.

Sorensen J.R. & Pilgrim, R.L. (in press). Actuarial assessments of future dangerousness in the punishment phase of capital trials.

<u>Journal of Criminal Law & Criminology</u>

### Likelihood of Jedidiah Murphy Exhibiting Severe Violence in Prison

### Relative to Base Rates

### Increased Risk

- > Robbery in the course of capital offense
- > [Prior prison (TDCJ)
  Boot Camp w/
  positive adjustment]

### Decreased Risk

- Correctional behavior
- 1. No disciplinary write-ups
- 2. No write ups for predatory assault in jail custody
- > Hospital behavior
- 1. No predatory assault against patients or staff
- 2. Not discharged as having unmanagable
- 3. Seeks mental health treatment
- > Family contact
- 1. Family members supportive

## **Custody Options**

### TDCJ General Population

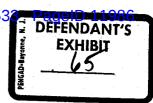
Close Custody

Administrative Segregation

TDCJ Super Maximum
single cell
meals in cell
restricted movement
23 hour per day lockup

## Custody Interventions Relevant to Risk Assessment

- Deterrence
- Classification
- Medication consultation
- Counseling
- Prevention and rehabilitation classes
  - Mentoring
  - Religious programs
  - Educational programs
  - Work programs
  - Inmate organizations



### Antisocial Personality Disorder Prevalence Among Prison Inmates

Estimates of an APD diagnosis in an incarcerated male population range from 49%-80% as cited by Widiger & Corbitt, 1995

Guze et al. (1969)	Sociopathy	79%
Hare (1980)	DSM III APD	76%
Hare (1985)	DSM III APD	49%
Hare (1991)	DSM III – IIIR APD	80%
Cote & Hodgins (1990)	NIMH DIS	61%
Hart et al. (1992)	DSM III R APD	64%

The diagnosis of Antisocial Personality Disorder alone then describes little about prison behavior and recidivism outcome except that the individual is similar to most prison inmates, and thus APD is not in an of itself an indication of a particularly dangerous or incorrigible inmate.



# Antisocial Personality Disorder: Criminality Prevalence in Community

53% of community residents diagnosed with Antisocial Personality Disorder had no significant arrest record.

NIMH Epidemiologic Catchment Area Study, 1991



# Antisocial Personality Disorder: Diagnostic Soundness Problems

## 1. Shifting diagnostic criteria

- DSM II APD share no common criteria with DSM-III, one with DSM-III-R
- Diagnostic criteria changes not driven by research

## 2. Innumeracy of symptom variations

- DSM -III-R = 3.5 million, DSM-IV = 400,000

## 3. Absence of symptom weighting

- Pervasive pattern of any three of seven
- Different subtypes likely to vary in important ways

## 4. Temporal instability

- Interrater reliability of APD diagnosis with repeated evaluations only 42.9% to 58.8%
- Lower prevalence rates over age 45 than those younger than 45
- Aging out by fourth decade with remission or reduced criminal behavior, substance abuse and other antisocial acts

## 5. APD overlap with Substance Use Disorders

- Repeated illegal acts, deceitfulness, impulsivity, aggressiveness, recklessness, irresponsibility apply to both
- Difficult to determine if substance disorder is causing antisocial conduct, or APD is causing substance disorder

#### **CAUSE NO. F00-02424**

THE STATE OF TEXAS	§	2001 MAY 15 PM T200 IN THE 194 <sup>TH</sup> JUDICIAL
<b>VS.</b>	§	DISTRICT COURT OF TEXAS  DEPUTY
JEDIDIAH ISAAC MURPHY	§	DALLAS COUNTY, TEXAS

### NOTICE OF FILING OF BUSINESS RECORDS PURSUANT TO RULE 902(10)

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, the Defendant, by and through his attorney, Jane Little, and files this his Notice of Filing of Business Records Pursuant to Rule 902(10), Rules of Criminal Evidence, and respectfully shows unto the Court the following:

I.

The State hereby files self-authenticated business records from the following persons or entities more than fourteen (14) days prior to the commencement of trial:

- Presbyterian Hospital of Kaufman 1.
- **Aavid Thermal Tech** 2.
- Fruitvale School 3.
- **MHMR** 4.

Respectfully submitted,

Assistant Public Defender 133 N. Industrial Blvd Suite C-1., LB 2 Dallas, Texas 75207 (214) 653-3550 State Bar No. 12424210

Case 3:10-cv-00163-N Document 42-15 Filed 05/	
CAUSE NO	
TATE OF TEXAS §	19475 Jupicisch
V:	DISTRICT BOLLAY 15 PM 1:00
JEDIDIAN ISAAC MURPHY §	DALLAS COUNTY TEXASLERK  DEPUTY
BUSINESS RECORD	<u>AFFIDAVIT</u>
Before me, the undersigned authority appeared wirds Bot	who, being by me duly sworn, deposed
as follows:	
My name is Windie BOEHNKE ,I am	of sound mind, canable of making this affidavit, and
	or sound finite, capable of making this afficavit, and
personally acquainted with the facts herein stated.	
I am the custodian of the records of April THERMS	L 766. Attached hereto are 33 pages of
records from AAVID THERMAL TECH. T	hese said _33 pages of records are kept by
AAVIN THERMAL TECH. in the regular co	ourse of business, and it was the regular course of
business of for an employee or representative of Apvid THE	
condition, opinion, or diagnosis recorded to make the record or	
record; and the record was made at or near the time or reasona	bly soon thereafter. The records attached hereto are
the exact duplicates of the original.	
	Zaclender
AFFIAN	
SWORN TO AND SUBSCRIBED before me on the	day of <u>May</u> , 2001.
Notary Public,	
Lory P. Reid State of Texas  Lorsy P. Reid Notary's printed name:	
LARRY P. REID Notary's printed name:	
My Commission expires:	LARRY P. REID COMMISSION EXPIRES JUNE 26, 2004
Affidavit - Solo Page	······································

ne P.O. Box 400 to. New Hampshire 03247-0400 Iman Resources: (603) 527-2118 • Fax: (603) 527-2369

a condition of your continuing at Aavid Thermal Technologies. Inc., you may be subject to periodic testing emed to have consented to these tests by continuing your employment with Aavid.	ng for the use of alcohol or illegal drugs. You wil
Applicant Consistent with applicable federal and state laws, all employment applications are considered race, religion, color, sex or national origin.	by Aavid Thermal Technologies. Inc., without re
<u> </u>	
ERSONAL Oar	e: <u>5-7-97</u>
ame: //URPHY DEDIDIAH ISAAC	456 - 71 -2610
last first middle	social security number
ddress: 6305 F.M. 429 KAUFMAN	1x 75142
no. street city	state zip
elephone No. 972 - 962 - 7443 Referred by: 3+Cur Advertiseme	ent 3 Friend/relative
ate you can start	∃ No one
osition(s) applied for: FORKLIFT OR MACHINERY Full time	Part time Temp
ate of pay expected: \$ per If part time specify days/hours	
(If no, hire is subject to minimum legal age verification.)	
re you will to work 2nd shift? Yes No 3rd shift? Yes No Vetera	.n/
hift preference: 🗹 Ist 🗀 2nd 🖽 3rd Other	
lave you ever applied for work here before?	TEAR AGO
	on:
Describe any specialized training, apprenticeship, skills, and extracurricular/personal activities:	
FORKLIFT, CRANF, TRACTOR ZIC, OPERATO	OR, SHEAR,
ASSEMBLY ETC.	
lave you ever been convicted of a crime which has not been formally pardoned, other than motor vehicle	e offenses resulting
oley in a fine? Yes No If yes, explain	<del>a da da</del>
HODE APPATT	
n case of an emergency, notify: 17014 1745180 1 1	
6305 FM 429	972-962.7443
address	pnone

#### PERFORMANCE REQUIREMENTS:

f you are offered a job with Aavid Thermal Technologies, Inc. the offer and continued employment will be based upon your being able to satisfy the physic conditions of the job which were explained to you at the time of the interview. Your job offer or continued employment cannot and will not be rescinded tased upon your physical appearance or condition unless you or your supervisor determine that you cannot perform the essential functions of the job is reasonable accommodations if requested) or you present a hazard to yourself or others. False or misleading statements in completing the review will be

cument 42-15 Filed 05/05/10 Page 475 of 533 Page D 11995 TECHNOLOGIES. INC. — the industry leader in thermal management products

of Path . P.O. Box 400 conia, New Hampshire 03247-0400 ıman Resources: (603) 527-2118 • Fax: (603) 527-2369

; a condition of your continuing at Aavid Thermal Technologies, Inc., you may be subject to periodic testing for the use of alcohol or illegal drugs. You will be semed to have consented to these tests by continuing your employment with Aavid. Applicant: Consistent with applicable federal and state laws, all employment applications are considered by Aavid Thermal Technologies, Inc., without regard race, religion, color, sex or national origin. ☐ Friend/relative Referred by: ☐ No one Part time If part time specify days/hours \_\_\_\_ per Hour (If no, hire is subject to minimum legal age verification.) 3rd shift? \_\_\_\_Yes \_\_\_\_No Veteran? \_\_\_\_\_\_\_\_\_\_ □ 3rd Shift preference: If yes, when? \_\_\_\_\_ Have you ever applied for work here before? Have you worked for us before? \_\_\_\_\_\_ If yes, when? \_\_\_\_\_/A Describe any specialized training, apprenticeship, skills, and extracurricular/personal activities: Have you ever been convicted of a crime which has not been formally pardoned, other than motor vehicle offenses resulting If yes, explain\_

PERFORMANCE REQUIREMENTS:

If you are offered a job with Aavid Thermal Technologies, Inc. the offer and continued employment will be based upon your being able to satisfy the physica conditions of the job which were explained to you at the time of the interview. Your job offer or continued employment cannot and will not be rescinded based upon your physical appearance or condition unless you or your supervisor determine that you cannot perform the essential functions of the job (wi reasonable accommodations if requested) or you present a hazard to yourself or others. False or misleading statements in completing the review will be

#### DRUG SCREENING POLICY STATEMENT FOR JOB APPLICANTS

It is the policy of AAVID Thermal Technologies, Inc. to maintain a safe, healthful and productive work environment for our employees; to provide quality services for our customers in an efficient manner; to maintain the integrity and security of our facilities and property; and to perform all these functions in a manner consistent with the interests and concerns of the communities in which we are located.

Because of this AAVID Thermal Technologies, Inc. requests that candidates for employment who receive job offers take a pre-employment physical examination which includes a drug screening test covering illegal substances and legal substances subject to abuse. All job offers are conditional on passing the physical examination and drug test.

Each eligible candidate will be required to submit a urine and/or blood specimen or other appropriate sample as part of the physical examination and to sign the following Consent and Release. Refusal will result in the candidate's disqualification for further employment consideration. AAVID Thermal Technologies, Inc. will not knowingly hire anyone who tests positive for substance abuse.

#### CONSENT AND RELEASE LIABILITY

I UNDERSTAND that AAVID Thermal Technologies, Inc. requests that I take a preemployment physical examination which includes appropriate tests to determine the absence or presence of drugs.

I RELEASE AAVID Thermal Technologies, Inc., its parent and affiliated corporations, and their employees and agents from any and all potential liability arising from this request, from taking such tests, or from my failure or refusal to submit to such tests.

Applicant's Signature

CONSENT voluntarily to the physical examination including the drug test.

Applicant's Signature

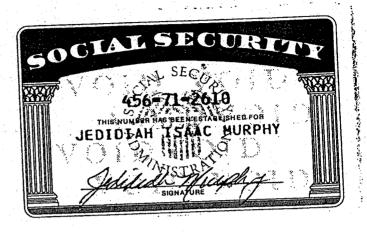
REFUSE to submit to such tests. I understand that this refusal will disqualify me from further employment consideration.

Date

Hourly Rate 2 Hourly Rate 3	
Hourly Rate 1  Hourly Rate 2  Hourly Rate 3  Male/Female: MALE	42
Birth Date 09/01/75 LStart Date 5/15/97 Termination Date	
Supervisor indicate:  Hire Date: 5-15-97  Start Date: 5-15-97  Dept. # and Name: 165	
Shift: 3	
Shift Prem:  Pay Rate: \$ 6.50  Dependen  Claimed?	た

23,38 lus

graxion and Naturalization Service		
isa read instructions carefully before impleting this form.  form. ANTI-DISCRIMINATION NOTICE. It is illegal to discount of the second of the	the state of the s	
etion 1. Employee Information and Verification. To be compa	leted and signed by emp	lidyee at the lime chipsyllians
verner Last First	Middle Initial	Maiden Name
MURPHY DENDIFIT	Apt #	Date of Broff (month.dayiyear)
6305 FM 429	Zio Code	Social Security #
State	751612	456-71-2610
am aware that federal law provides for prisonment and/or fines for false statements or e of false documents in connection with the impletion of this form.	A cutten of hattone A Lawful Permane An alien authorized (Alien # or Admiss	Date (month/day, year) 09-01-75
Preparer and/or Translator Certification. (To be completed other than the employee.) I attest, under penalty of perjury, that to the best of my knowledge the information is true and correct.	eted and signed if Set I have assisted in the Print Name	completion of this form and that
Preparer's/Translator's Signature		Date (month:day:year)
Address (Street Name and Number, City, State, Zip Code)		Dails (months and )
Expiration Date (if any):	examined the doct	iment(s) presented by the above-name elate to the employee named, that the the best of my knowledge the employee began
is eligible to work in the United States. (State employment).	ient agencies ma	Tale
Signature of Employer or Authorized Representative Print Name		
Business or Organization Name  Aavid Thermal Tech. of 250 Apache Tr. Terrel.	f TX. Inc. 1, TX 75160	e) Date (month.day.year)
Section 3. Updating and Reverification. To be completed and	signed by employer	
A New Name (if applicable)		B. Dato of rehire (month.day-year) (if applicable
C. If employee's previous grant of work authorization has expired, provide eligibility.	the information below to	wation Date (if any)://
Document Title: Document #:		to work in the United States, and if the emple
Document Title: Document #:  I attest, under penalty of perjury, that to the best of my knowledge, the presented document(s), the document(s) I have examined appear to be	is employee is eligible be genuine and to reli	ite to the individual.
Signature of Employer or Authorized Representative		Date (month:day.year)





TEXAS
DEPARTMENT OF PUBLIC SAFETY
DRIVER LICENSE

CLASS:C DL: DOB: 09-01-75 EXPIRES: 09-01-01 DONOR: YES REST: A

12468174 HT: 5-10 EYES: BRN SEX: M END:

MURPHY, JEDIDIAH ISAAC 6305 FM 429 KAUFMAN TX 75142 Jewhon Mayong



#### DRUG SCREENING POLICY STATEMENT FOR JOB APPLICANTS

وفعه دراده

It is the policy of AAVID Thermal Technologies, Inc. to maintain a safe, healthful and productive work environment for our employees; to provide quality services for our customers in an efficient manner; to maintain the integrity and security of our facilities and property; and to perform all these functions in a manner consistent with the interests and concerns of the communities in which we are located.

Because of this AAVID Thermal Technologies of TX, Inc. requests that candidates for employment who receive job offers take a pre-employment physical examination which includes a drug screening test covering illegal substances and legal substances subject to abuse. All job offers are conditional on passing the physical examination and drug test.

Each eligible candidate will be required to submit a urine and/or blood specimen or other appropriate sample as part of the physical examination and to sign the following Consent and Release. will result in the candidates disqualification for further employment consideration. AAVID Thermal Technologies of TX, Inc. will not knowingly hire anyone who tests positive for substance abuse.

#### CONSENT AND RELEASE LIABILITY

I UNDERSTAND that AAVID Thermal Technologies of TX, Inc. requests that I take a pre-employment physical examination which includes appropriate tests to determine the absence or presence of drugs.

I RELEASE AAVID Thermal Technologies of TX, Inc., its parent and affiliated corporations, and their employees and agents from any and all potential liability arising from this request, from taking such tests, or from my failure or refusal to submit to such tests.

Applicant's Signature CONSENT voluntarily to the physical examination including the drug test examination including the drug test.

Applicant's Signature

REFUSE to submit to such tests. I understand that this refusal will disqualify me from further employment consideration.

## **AAVID** SUBSTANCE AND DRUG POLICY

I hereby acknowledge: (a) that I have received a copy of Substance and Drug Policy; (b) that I have read it in its entirety; and (c) that I understand its contents.



## **EMERGENCY CONTACT INFORMATION**

mploye	e Name:_	SEDIDIAL	MURPI	47
	g is a list of emergency:	people to con	fact III me	
	•	TT		
elenhone:	(Home) 972 -	-962-7443	Work) Same	
ddress:	6305 FN	1. 429		
ity: KAUF	MAN	1. 429 State: 7x	Zip:	5142
Relationshi	D:	N		
<b>Hame:</b> <u>Ch</u>	ELSEA 1	VILLIS	(Mork) Cas	
	(Home) <u>/-90</u>	3-873-2215	(WUIN) 368	
Address: City: :://	IS POINT	State: 🔣	Zip:	75169
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artment:	165			<del></del>
	HAZARD COM	MUNICATIONS PRO	GRAM	
			•	
ONCENTRATI		ar a humina appartian	True	False
of the nose, thr	l cause severe irritation oat and lungs.	or a burning sensation	<b>@</b>	
When working	with concentrated acid	wear goggles and nitrile		,
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. What do the le	etters MSDS stand for?			
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	· OHF 17 1/1/14	SHEET		
. An MSDS lists	s four <b>"routes of expos</b>	sure" into your body, name	them.	
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3) <u>EYE</u>	5	2) <u>EATIM</u> 4) <u>Sti</u>	N	
'. An MSDS list	s two "effects of expos	ure", name them?		
1)	CUTE	2) <u>CHR</u>	ONIC	
What do the 1	attors PPF stand for?		Andria de la companya	•
	etters PPE stand for?			
PEZS	ONAL PRO	OTECTIVE EQ	UIPMENT	

## SIGNATURE PAGE

	AAVID HANDBOOK
	I acknowledge that I have received a copy of the Aavid Handbook and that a company Representative went over the Handbook and benefits with me.
) gasa dirin ti	AAVID SUBSTANCE AND DRUG POLICY
2.	I hereby acknowledge: (a) that I have received a copy of Substance and Drug Policy in the Aavid handbook; (b) that have read it in its entirety; and (c) that I understand its contents. He handbook given at this
	ORIENTATION & TRAINING PROGRAM
3.	I have completed the Human Resources Orientation & Training Program and I understand the program.

DATE

EMPLOYEE SIGNATURE

## Case 3:10-cv-00163-N Documant Dien Charles (100, Proc. 485 of 533 PageID 12005) STATEMENT OF EMPLOYEE OBLIGATIONS

an employee of Aavid Engineering, Inc. ("AEI") I expressly acknowledge that I have the following obligations AEI, to my supervisors, to my fellow employees, and to our valued customers and vendors:

- 1. -- Safety. I have reviewed the safety requirements set forth in the Aavid Engineering Employee Handbook and other written materials which have been furnished to me or made available to me; and have participated in various sessions explaining safety concerns, procedures, practices and reporting requirements applicable to me as an AEI employee. I hereby acknowledge that it is my responsibility to act in line with all safety requirements applicable at any time during my employment. I also understand that I have an affirmative obligation, as an AEI employee, to report any and all safety concerns to my immediate supervisor.
- 2. Hazardous Materials. I am aware that various types of materials which are classified by federal and state governmental authorities as "hazardous materials", with varying levels of potential danger for me and to my fellow employees (if misused, mismanaged, etc.), are used by AEI in conducting its business. I have participated in various training and update sessions explaining the hazardous materials concerns, procedures, practices and reporting requirements applicable to me as an AEI employee. I am aware that throughout the plant, various materials are placed with pertinent information regarding hazardous materials and I agree to familiarize myself with these materials and the nearest location from my place of work. I hereby acknowledge that it is my responsibility to act in line with all hazardous materials requirements applicable at any time during my employment.
- 3. -- Confidentiality. I am aware that a broad variety of information, in various forms, is maintained, used and available at AEI. With regard to AEI, this includes, but is not limited to, the identity of personnel and their duties, the type and description of various properties, manufacturing processes, trade secrets, financial information, sales information, quoting information, computer systems and data bases, and all other information pertient to AEI's business. In addition, this includes any and all information, in various forms, from actual and pontial customers, which is disclosed to AEI in the normal course of business, including, but not limited to, drawings, specifications, requirements, target prices, customer personnel or operating procedures, customer manufacturing processes, and all other information pertinent to a customer's business. I hereby acknowledge that it is my responsibility to act appropriately to protect any and all information, of AEI and of its customers, with the highest degree of confidentiality and loyalty, and, specifically, to maintain customer information confidential to the same extent as described in any individual non-disclosure agreement to which AEI is now or may in the future become a party.
- 4. -- Compliance with Employment Practices. I have reviewed the broad range of employment practices described in the Aavid Engineering Employee Handbook and as set forth in other written materials and oral briefing sessions in which I have participated. I hereby acknowledge that it is my responsibility to comply with all such employment practices applicable at any time during my employment.

No handbook given.

I understand and hereby acknowledge my responsibilities, as set forth above, as of this 15 day of MAY.

1997.

Employee
Name:\_\_\_\_\_

If the Employee has not completed any training required and/or referred to in Sections 1 or 2 above, set forth the exceptions here, including anticipated date of completion:

Case 3:1	.0-cv-00163-N Document 42	·	/		06
Per	rsonnel		Employn	•	
Chang	ge Notice	<u></u>	Termina	tion	
			Change	:	•
		Eff	ective Da	te	
Hime (Last, First, Middle)		Soc. Sec. No.	LD/Se	<b>166</b>	Onto Propared
Murphy	Jedidiah Ic	GAC 456-71	2610		
6305	EM 429 Kant	(3944) (2)	5142	962-1	443
Employment	⊠New Hire □ Re-Hire	☐ Re-instate ☐ Re	placement For:		
9-1-75	Sex Marrial Statue  M Mar	Sied Status	Job Class Exp	ones Class Shift	
	(Give Ressons in Remarks)	Last Day Worked	Pay Up To & Includer	Re+tire	
☐ Voluntary  Employment Date	Unvoluntary  Vecesion Accreed	Severance Pay	Other		Yes No
hange Rate/Salary Change	Promotion Mil	ternity   Vacation   Pe		eriod of Absence	
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New				TX	
Present					
Remarks					
pproval		Approved By			Date
			: ·	• •	
Inneted By	Date	Approved By			Dute

### ACKNOWLEDGMENT OF TEMPORARY EMPLOYMENT

I, TEDIDIAH MURPHY, recognize that I have been hired by Aavid Thermal Technologies, Inc. as a temporary employee. I understand that I will remain in this status as a temporary employee unless Aavid Thermal Technologies, Inc. takes further action to change the category of my employment. No change in status will be effective unless prepared in writing and signed by an officer of Aavid Thermal Technologies, Inc. or an officer's designee.

I understand that if I accept an offer from Aavid Thermal Technologies. Inc., to become a regular Aavid employee, that this job offer is contingent upon passing a pre-employment physical examination which includes a drug screening test.

I understand that, as a temporary employee, my employment with Aavid Thermal Technologies, Inc. may be terminated immediately at any time, for any reason or no reason, solely at the Company's option. By signing this Acknowledgment, I accept employment as a temporary employee with Aavid Thermal Technologies. Inc. based upon these terms and conditions of employment.

Date: 5-15-97

Employee's Signature

Wirness

## MEN LIMITEUTEE SAFETT TRAINING UNEUK LIST

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 488 of 533 PageID 12008

To be filled out by new employee the first day of employment and forwarded to the Manager of Loss Prevention.

Employee Name: SEDIDI

SEDIDIAH MURPHY Date: \_
PLEASE PRINT

	CHD IECT MATTER	EMPLOYEE
1	SUBJECT MATTER Safe job operating procedures.	INITIALS
2	<u>di kanandaga</u> kanandagan di katalan di talah terbagai dan kanandagan dan kelalah di kananda dan di kananda dari	Am
_	Potential department hazard conditions and safe operating procedures.	
	EX.: lockout; tagout; hazcom	Jan
3	First-aid treatment: Where and to whom to report.	Din
4	Reporting unsafe conditions and practices.	0
5	Report all accidents and near-accidents immediately.	An
6	Loss Prevention Committee: Its function and members.	Am
7	Smoking Rules	Jun
8	How to report a fire. Location and proper use of fire extinguishers nearest	Sm
	employee's work area, nearest exit.	
**3		Am
).	Horseplay, throwing, kicking, practical jokes, shouting, running, jumping,	
1.	short-cutting and distracting.	Jan
10	Personal protective equipment - Where and how to use it: eyes; feet;	0
	hearing; body.	Jem
11	Rules pertaining to working on and entering tanks.	Dan
12	Lifting truck safety: Proper operation; no riders; no unauthorized use.	SPW
13	Compressed air. Not to be used for cleaning clothing or body; use caution	Sm
	in the presence of others.	
14	Proper lifting: Manual and mechanical.	Mu
15	Proper use of ladders.	ISM
		am
16	Proper clothing – no loose clothing, rings, or sandals.	1/3m
17	Housekeeping practices.	( Pan
18	Suggestions for improving job or plant safety.	Jan .
.19	Eyewash location.	100
		FM

MOSRES

EMPCKLT.DOC



08/07/97

#### **OPERATOR/INSPECTOR CERTIFICATION FORM**

OPERAT	TOR/INSPECTOR: Jim Murphy	МАСН	IINE/ARE	A: Deburr	TRAINER: D. Houston
RECEIVIN	G OF MATERIALS: Extrusion characteristics	]	CNC ME	THODS: Tooling	
(2)	Quantity verification/counting	_	(2)	Machine Setup	Martin Art Anna Anna Anna Anna Anna Anna Anna Ann
(3)	Damage verification	]	(3)	Part Loading and Unloading	
(4)	Purchase Order/Receiving	<b>-</b>	(4)	Fixture Sequence	
	Documentation verification	_	(5)	Coolant Removal Practice	
	Appropriate Chemical Deburring		(6)	SPC Requirements	
	(i.e., burrs, caustic residue, hole deformation, discoloration, plugs are still in the blind holes)		PAD MA	CHINE:	
SAW MET	HODS:		(1)	Machine Setup	
	Machine Setup	J	(2)	Pad Application (i.e., pad add to the part surface, no bubbles,	nerence
(2)	Saw Sharpness	]		scratches, appropriate heat, pac centered between 6.0 mm clip)	i
(3)	SPC Requirements	_	PACKAG (1)	ING AND SHIPPING: Appropriate Part Cleanliness	
(4)	Dimensional Characteristics	_	(2)	Part Identification	
(5) At 1	Biblica TAbles  Wheel Deburr Methods  DEH		(3)	Bar Code Label	
	IATE STRAIGHTENING: Dial Indicator Methods		(4)	Part insertion into the bo (i.e., bottom in the upwards p so as to view the .750 fin cut-or	osition
(2)	Verify Dial Indicator Setting	J	INSPECT		
(3)	Part Straightness Requirements	]	(1)	Process verification	
(3)	.112 ± .005 Print Requirements	7	(2)	W.O. completion	
	SPC Requirements	7	(3)	Print requirements	
			(4)	Verification of the SPC data	
COMM			(5)	Box Audit Report	
020			(6)	Quality Improvemt Implementat	Sion Plan
DATE / TI	ME: 8-8-97				
			(7)	Complete knowledge of the par	t process
		!!			

## FormaW-40(1995)N

Want More Money In Your Paycheck? If you expect to be able to take the earned income credit for 1995 and a child lives with ou, you may be able to have part of the credit added to your take-home pay. For details, get Form W-5 from your employer.

Purpose. Complete Form W-4 so that your employer can withhold the correct amount of Federal income tax from your pay

Exemption From Withholding. Read line 7 of the certificate below to see if you can claim exempt status. If exempt, complete line 7; but do not complete lines 5 and 6. No Federal income tax will be withheld from your pay. Your exemption is good for 1 year only. It expires February 15, 1996.

Note: You cannot claim exemption from withholding if (1) your income exceeds \$650 asic Instructions. Employees who are not exempt should complete the Personal Allowances Worksheet. Additional worksheets are provided on page 2 for employees to adjust their withholding allowances based on itemized deductions, adjustments to income, or two-earner/two-job situations. Complete all worksheets that apply to your situation. The worksheets will help you figure the number of withholding allowances you are entitled to claim. However, you may claim fewer allowances than this.

Head of Household. Generally, you may claim head of household filing status on your tax return only if you are unmarried and pay more than 50% of the costs of keeping up a home for yourself and your dependent(s) or other qualifying individuals.

Nonwage income. If you have a large amount of nonwage income, such as interest or

estimated tax payments using Form 1040-ES.

Two Earners/Two Jobs. If you have a working spouse or more than one job, figure the total number of allowances you are entitled to claim on all jobs using worksheets from only one Form W-4. This total should be divided among all jobs. Your withholding will usually be most accurate when all allowances are claimed on the W-4 filed for the highest paying job and zero allowances are claimed for the others. Check Your Withholding. After your W-4 takes effect, you can use Pub. 919, Is My Withholding Correct for 1995?, to see how the dollar amount you are having withheld compares to your estimated total annual tax. We recommend you get Pub. 919 especially if you used the Two Earner/Two Job Worksheet and your earnings exceed \$150,000 (Single) or \$200,000 (Married). Call 1-800-829-3676 to order Pub. 919. Check your telephone directory for the IRS assistance number for

Personal Allowances Worksheet  A Enter "1" for yourself if no one else can claim you as a dependent
You are single and have only one job; or      You are married, have only one job, and your spouse does not work; or     Your wages from a second job or your spouse's wages (or the total of both) are \$1,000 or less.  C Enter "1" for your spouse. But, you may choose to enter -0- if you are married and have either a working spouse or more than one job (this may help you avoid having too little tax withheld)
Your wages from a second job or your spouse's wages (or the total of both) are \$1,000 or less. }  C Enter "1" for your spouse. But, you may choose to enter -0- if you are married and have either a working spouse or more than one job (this may help you avoid having too little tax withheld)
more than one job (this may help you avoid having too little tax withheld)
D Enter number of dependents (other than your spouse or yourself) you will claim on your tax return
E Enter "1" if you will file as head of household on your tax return (see conditions under Head of Household above) . E
E Cotor "1" if you have at least \$1.500 of child or dependent care expenses for which you plan to claim a credit F
L Cittel 1 11 Ann lists at long at 1000 of cities of appointment on a property of the city
G Add lines A through F and enter total here. Note: This amount may be different from the number of exemptions you claim on your return 🕨 G 🔃
If you plan to itemize or claim adjustments to income and want to reduce your withholding, see the Deduce
and Adjustments Worksheet on page 2.
For accuracy, do all
vou are married and have a working spouse or more than one job, and the combined earnings from all jobs ex
\$50,000, see the Two-Earner/Two-Job Worksheet on page 2 if you want to avoid having too little tax withheld
• If neither of the above situations applies, stop here and enter the number from line G on line 5 of Form W-4 belo
Internal Revenue Service  For Privacy Act and Paperwork Reduction Act Notice, see reverse.  1 Type or print your first name and middle initial  Last name  2 Your social security number  456 71 26/0
Home address (number and street or rural route)  AURVITY  Single  Married  Married, but withhold at higher Single
6305 FM 429 Note: If married, but legally separated, or spouse is a nonresident alien, check the Sin
City or town, state, and ZIP code  4 If your last name differs from that on your social security card, check
City or town, state, and ZIP code  4 If your last name differs from that on your social security card, check
City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming from line G above or from the worksheets on page 2 if they apply).
City or town, state, and ZIP code  KHUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  4 If your last name differs from that on your social security card, check here and call 1-800-772-1213 for a new card.  5 Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply).
City or town, state, and ZIP code  KHUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  4 If your last name differs from that on your social security card, check here and call 1-800-772-1213 for a new card  5 Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  6 Additional amount, if any, you want withheld from each paycheck
City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  Light of the following conditions for exemption:
City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  I claim exemption from withholding for 1995 and I certify that I meet BOTH of the following conditions for exemption:  I ast year I had a right to a refund of ALL Federal income tax withheld because I had NO tax liability; AND
City or town, state, and ZIP code  KACKMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply).  Additional amount, if any, you want withheld from each paycheck.  I claim exemption from withholding for 1995 and I certify that I meet BOTH of the following conditions for exemption:  Last year I had a right to a refund of ALL Federal income tax withheld because I had NO tax liability; AND  This year I expect a refund of ALL Federal income tax withheld because I expect to have NO tax liability.  If you meet both conditions, enter "EXEMPT" here
City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  I claim exemption from withholding for 1995 and I certify that I meet BOTH of the following conditions for exemption:  Last year I had a right to a refund of ALL Federal income tax withheld because I had NO tax liability; AND  This year I expect a refund of ALL Federal income tax withheld because I expect to have NO tax liability.  If you meet both conditions, enter "EXEMPT" here
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City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  I claim exemption from withholding for 1995 and I certify that I meet BOTH of the following conditions for exemption:  Last year I had a right to a refund of ALL Federal income tax withheld because I had NO tax liability; AND  This year I expect a refund of ALL Federal income tax withheld because I expect to have NO tax liability.  If you meet both conditions, enter "EXEMPT" here  Under penalties of perjury, I certify that I am entitled to the number of withholding allowances claimed on this certificate or entitled to claim exempt status.
City or town, state, and ZIP code  KAUFMAN  Total number of allowances you are claiming (from line G above or from the worksheets on page 2 if they apply)  Additional amount, if any, you want withheld from each paycheck  I claim exemption from withholding for 1995 and I certify that I meet BOTH of the following conditions for exemption:  Last year I had a right to a refund of ALL Federal income tax withheld because I had NO tax liability; AND  This year I expect a refund of ALL Federal income tax withheld because I expect to have NO tax liability.  If you meet both conditions, enter "EXEMPT" here  Under penalties of perjury, I certify that I am entitled to the number of withholding allowances claimed on this certificate or entitled to claim exempt status.

Presbyterian

214-524-4053

Occupational

214-563-0573

Health

The health of your employees is our business.

Network

A Resource of Presoyteman Hospital of Greenville 7248 East Moore Avenue, Terrell, Texas 75160

Fax 214-563-0947

#### CONSENT AND RELEASE FOR DRUG SCREENING

The undersigned hereby authorizes Presbyterian Occupational Health Network to conduct through its designated physician, medical facility, or laboratory testing facility, a drug screening test.

I understand that a drug screening test will be administered to determine the presence of certain drugs and substances, such as illegal drugs, comrolled substances, marijuaná, mood or mindaltering substances, "look-alike" substances, designer and synthetic drugs, certain inhalents, and unauthorized prescription drugs.

I release and hold the designated physician, testing laboratory, and medical facility harmless for release of this information. I also release and hold harmless Presbyterian Occupational Health Network, its directors, officers, stockholders, and employees for the use of this information.

STATE LAW: PICTURE IDENTIFICATION REQUIRED BEFORE ANY SCREENING TEST CAN BE PERFORMED.

Din 2	SEPIPIAA I. MURPHY
Sjeryture	Printed Name
456-71-2610	09-01-75
Social Security Number	Date of Birth
6305 FM 429	972-962-7443
Home Address	Day ∏me Phone #
AAUIP	5-15-97
Company Requesting Drug Screen	Today's Date
OPTIONAL: YOU MAY LIST ANY PRESC TAKEN WITHIN THE LAST MONTH.	RIPTION AND OVER-THE COUNTER MEDICATION
VICADIN - ADVIL	
HYDROCOPONE	

## €00163-N Document 42-15 Filed 05/05/10 Page 4920 f 533 PageID 12012

Diagnostics

4770 REGENT BLVD. IRVING, TX 75063 972-916-3200 / 800-824-6152

Presby Occup Hith/Terrell 3900 Joe Ramsey Blvd E Ste #6

Terrell, TX 75401-7763

1 .

LAB NUMBER 98913098-6 REQ PD213463-7 PATIENT MURPHY, JEDIDIAH I AGE 21Y DOB 09/01/75 SEX

LO, OR ROOM NO.

REPORT STATUS Final Report. DATE REPORTED Ø5/16/97, Ø2:33 AM DATE/TIME COLL. 05/15/97, 11:00 AM DATE RECEIVED 05/15/97, 09:22 PM

ACCOUNT 15258 BEQ. PHYSICIAN NG FASTING NG

Range \_\_Reference

#### 456-71-2610 - VICADIN-ADVIL-HYDROCODONE

			•						
nd A300,M50,P75:			• .						
Amphetamines	NOT	DETECTED					300	ng/mL	
Barbiturates	NOT	DETECTED						ng/mL	
Benzodiazepines	NOT	DETECTED	• •					ng/mL	
Cocaine	NOT	DETECTED						ng/mL	i
Marijuana	NOT	DETECTED						ng/mL	
Methadone	NOT	DETECTED						ng/mL	1.
Methaqualone	TOM	DETECTED				٠,		ng/mL	
Opiates	NOT	DETECTED						ng/mL	
Phencyclidine	NOT	DETECTED		-				ng/mi.	
Propoxyphene	MOT	DETECTED						nq/mL	
Integrity Check					19	<u> </u>		REMARK	mo/d
1									

...The "integrity check" result shown above is creatinine, a normal constituent of urine used to monitor dilution of the specimen. ... A value of 20 or greater is considered to be within normal limits. while a value less than 20 may be due to increased fluid intake, adulteration or substitution of the specimen, or a medical condition of the denor.

Interpretation of immunoassay results which may appear above -

"NOT DETECTED" indicates that the drug or drug family is not present at or above the cutoff level listed under "Reference."

"SEE COMFIRM" indicates that an additional analysis is required. Confirmation testing is in process.

We recommend that results be reviewed by a physician who has knowledge of substance abuse disorders and testing methods.

Tests Ordered:Ind A300, M50, P75

End of Report ( MURPHY, JEDIDIAH 1 - 98913098-6 )

Results of Urine Drug Screen reported to: Company Representative:

Date: 57/6/97 POHN Nurse making report:

PRESBYTERIAN HOSPITAL OF GREENVILLE

3910 Wesley Greenville, TX 75401

Audio Testing for AAVID TECHNOLIGIES TERRELL Report Date: 05/15/97

SSN:

456712610

Sex: Male

Badge:

Name:

MURPHY, JIM

DOB: 09/01/75

Company:

AAVID TECHNOLIGIES

Location: TERRELL

Department: UNKNOWN

Occupation:

	LEFT	LEFT						RIGHT						
	500	1k	2k	3k	4k	6k	8k	500	1k	2k	3k	4k	6k	8k
05/15/97	15	10	5	0	5	15	5	10	15	5	5	5	15	10
Age adj	15	. 5	2	-4	0	. 7	5	10	10	2	1	0	7	10

The results of your hearing test showed that your hearing is within normal limits at all test frequencies (pitches).

This is your first test (baseline) in the program. Future hearing tests will be compared to this one to find any change in your hearing.

No otoscopic information was available.

It is important to have your hearing tested annually and to wear hearing protection on and off the job when exposed to loud noise.

Empløyee Signature

Data

\*Age correction used for STS calculations.

Threshold Shifts and Baseline Revisions Should be Confirmed by an Audiologist, Otolaryngologist, or Other Physician.

# Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 494 of 533 PageID 12014 Presbyterian Occupational Health Network HEARING TEST QUESTIONNAIRE

Name: MURPHY Last	Jim	I	Date:	5-15-97
- Last	First	MLL		<u> </u>
Date of Birth: 09-01-	7 5 5			145
Date of Birth: 07-07	/ Heigh	t:	Weigh	# <u></u>
Sex: M Race W	Social Security !	Na. 456-71	-2611	2
11.11			·	
Company: AAUID			Dept/	14
. 1 .		200		
Job Title: V/A		Shift: 5 P	Lire Date:	6,75
	•			
AUDITORY HISTORY:				Y or N
Do you wear any type of he	earing protection	(ear plugs, etc.)?		<u> </u>
Anyone in your family have		fore age 50?		_ <i>N</i> _
Do you have difficulty hear				
Do you wear a hearing aid?				
Do you have ringing in you				
Do you have frequent or se				$\frac{\mathcal{N}}{\mathcal{N}}$
Have you had a cold or flu		70 weeks?		$\frac{\mathcal{N}}{\mathcal{N}}$
Do you have frequent allerg				$\frac{\mathcal{N}}{\mathcal{N}}$
Have you ever had any of the	ie ionowing (biei	ise circie inose inai	apply):	
reasles? scar mumps? men	iet iever: inniting	diabetes?	<b>9</b>	
Have you taken any medical				$\checkmark$
Do you or have you had a re			•	
Do you or have you had any	•			<del></del>
Do you or have you had a re		rage:		~~ ~~ ~~
Are you under a physician's		blome?		<del></del>
Have you ever had ear surge	and the second of the second o	DICHES.		<del>-/</del>
Have you ever been exposed		losion?		<del>- 7 -</del>
Have you ever had a head in				<del>-\</del>
Have you ever shot firearms				<del>- (-</del>
Do you listen to loud music o	•			<del>- \                                   </del>
Do you have any noisy hobbi				<del></del>
Have you ever operated pow	· · · · · · · · · · · · · · · · · · ·	-		<del></del>
Have you ever operated cons				<del>-\/</del>
Have you worked at a noisy				7
Do you have a second job the				$\overline{}$
11				
Comments: 1 M	AN O	PER ATOR	>	
OF A BA	CKHOE			
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Signature: //	1 Juph	<u> </u>	<del></del> _	
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Reviewed by: [ Inches	1 / Gen	yen dec	1	
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### EMPLOYEE ENROLLMENT FORM

O OPEN ENROLLMENT

O NEW HIRE O COBRA O OTHER

PLEASE PRINT OR TYPE. Fill out all that applies. Use another form if more space is needed.

SECTION 1: CON NAME OF EMPLOYER / P AAVID THERM	EAN SPONSOR	₹		ME	DICAL EFFE		ATE GRO	00P/PCAN NUME 50-26566	
EMPLOYEE NAME (Last FI MURPHY, Jedia) A JOB TITLE OR OCCUPAT	Ah I.	GENDEF O FEM @ MAL MARITAL STATU @ MARRIED	ALE 67 1	OF BIRTH	456-7 us		610	TELEPHONE HOME (972) 9 WORK (972) 5	<u> 2843 7843</u> RE
	reet Address, Cit	SINGLE y, State, Zip Code)	0 co   W.	BRA (See Sec	ion 6) O A	CTIVE PA	7514		197
SECTION 2: CON SPOUSE / DEPENDENT N (Last: First, Middle Initial	IAME F	OR COVER RELATIONSHIP TO EMPLOYEE			D EACH SOC. SEC			PENDENT EMPLOYED? (Y OR N)	STUDENT? (Y OR N)
				• •					
· · · · · · · · · · · · · · · · · · ·		7					<u>.</u>		
					·				
SECTION 3: <i>NWI</i>	NL COVE	RAGE SELI	ECTION O 1 PE O 2 PE	RSON		THAT A AMILY		DECLINE CO	OVERAGE
BASIC LIFE/AD&D/S	MPLETE II	ANY COV	/ERED		HAS CO		GE WITH	ANOTHE	7
EMPLOYEE/SPOUSE/DE NAME:(Last, First, Middl	PENDENT	NAME and A	DDRESS o		POLICAL	PLAN	EFFECTI DATE		COVERAGE TYPE
OJA								O MEDIO O SINGL	AL E O FAMILY
								O MEDIO O SINGL	CAL E O FAMILY
SECTION 5: COL	MPLETE II								-24205-5
(If person, enter: Last,)	First, Middle In	Itial) Code)	ART AUUR	ESS (Street:A	idress, City, s	State, Zip	BI	ENEFIT dd up to 100%)	TO EMPLOYEE
SECTION 6: COL	WPLETE ( EVENT EFFECT DATE	CTIVE If other	coverage, le clause in ot	noth of pre-   V	/ere you disa	bled unde		ction in hours?	Act at the time of

		•	
To the best of my knowledge and belief the above information is correct. I under	stand EMPLOYE	E's SIGNATURE	DATE SIGNED
that false or inaccurate information may result in the legislation of coverage or to payment of benefits. I have also read and understand	led 05/05/10	Page 496 of 533 P	ageID 12016
payment or benefits. I have also read and understand that buthorization printed a consent to its terms.	17. 1		1000
PLEASE READ THE ABOVE RELEASE SECTION AND THEN	way that	deal Musch	, 616197
TELLIGE WERE THE ABOVE RELEASE SECTION AND THEN	SIGN - AAGT /	Went 11/02th	1
FOR EMPLOYER / PLAN SPONSOR USE ONLY			
LOYMENT DATA IS SIGNATURE		, , , , , , , , , , , , , , , , , , ,	
ACCURATE:	DATE SIGNED	COVERAGE EFFECTIVE	COBRA PAID-TO-DATE
OYES ONO	, ,	DATE	
	, , ,	1 1	ر فعل
**			
INSTRUCTIONS FOR " FIELDS ON THE FRONT OF THIS FORM (	Fields are listed alphat	betically, by name)	

BENEFICIARY NAME: Enter the name of a person, "My Estate" or the name of an organization. You can enter combinations (e.g., one beneficiary line may be a person's name, while a second beneficiary line may be an organization and a third beneficiary line be for "My Estate").

COBRA QUALIFYING EVENT: Enter one of the following: Employment Termination, Divorce, Legal Separation, Loss of dependent status, Medicare Entitlement, Death of employee, Reduction in hours.

EMPLOYED: Enter "Yes" if spouse or a dependent is employed (full-time or part-time). All else, leave blank.

MARITAL STATUS: Enter one of the following: Single, Married, Divorce, Widowed, Legally Separated.

STUDENT: Enter "Yes" if dependent is 19 years or older and a full-time student. All else, leave blank.

## VOLUNTARY DENTAL ENROLLMENT / CHANGE FORM

III National Life

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 Page 497 of 533 PageID 12017

PLEASE PRINT. Providing complete information is necessary for the timely and accurate payment of claims. Eligibility for coverage

and payment benefits are subject to the terms of the benefit contract.

AAVTD	THERMAL	TECHNOLO	GIES,	INC.

GH - 28991-1

Open	Enrollmen	t / New Hire	e θ Termination	θ Ado	i Dependent θ Delete I	Dependent θ Other		
					10.10			eni-al-
mploy	ree Name (le	ist name, first, 1] Ted	middle initial) d:Ah I	_	Social Securi	ty Number   θ Fema 1-2610 ● Male		of Birth  - 75
mploy	ee Address	(street, city, st	ate, zip code)	i . ( i i i	is Point. T	X . 75169	Telep	hone Number 962-7443
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Compl	ete this sect	ion to select th	e coverage you wa	nt for yo	urself and eligible family	members.		
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knov	vledge and	belief, the in	formation that I	have p	rovided on this form is	correct. I unders	tand my c	overage
			assigned by Nor		ern National Life provi	ded I am actively		
PLE	ASE READ	AND SIGN		Ei	nployee's Signature	Marsha	Date St	gned 6-97
For	employer	/plan sponso	or use only			( / //		
	up/Plan N 28991-1	lumber	Claim Acct#	Loca	ation # / Division #	Dental Effective	Date or C	Change Dat
	e of Hire	<u> </u>	Signature	····		Date Sign	ad	

Case 3:10-cv-00163-N Document 42-15 Filed 05/05/10 MURPHY, JIM WK END 08-30-97 DEPT #16 EMP #40\$64N SHIFI-3 Out Out SU 23 85 . In 7.1 Out In Out Tuesday 8.36 Out In. Out Out W 23 30 Out 7. TH 7 54 28 Out TH 23.75 Friday Out In 29

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AEONICS, INC., Richardson, TX - (214) 644-2540

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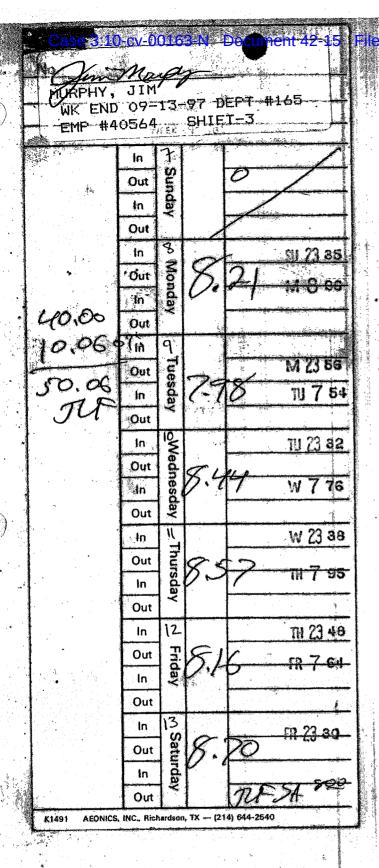
Attn: Willie Richardson

12-22-00 9:46 am

AEONICS, INC., Richardson, TX - (214) 644-2540

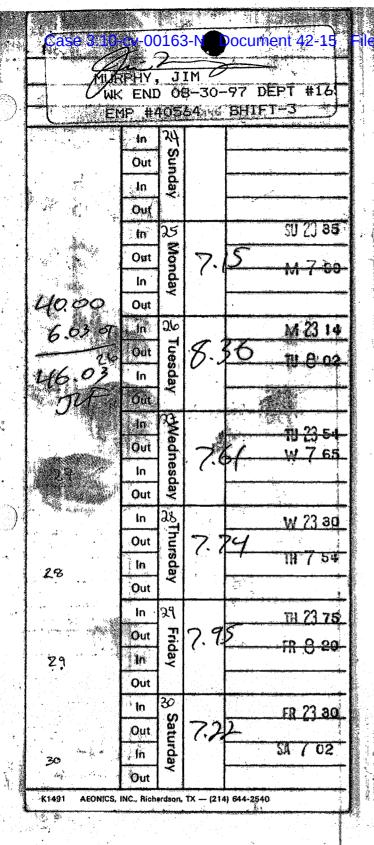
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5/(	/05/10 Page 499 of 533 PageID 12019										
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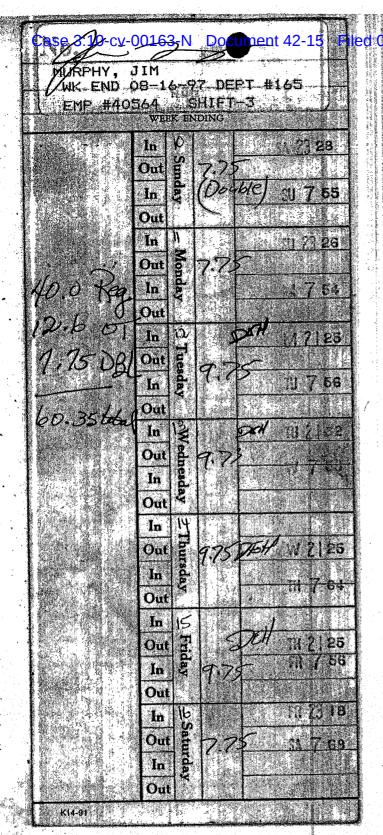


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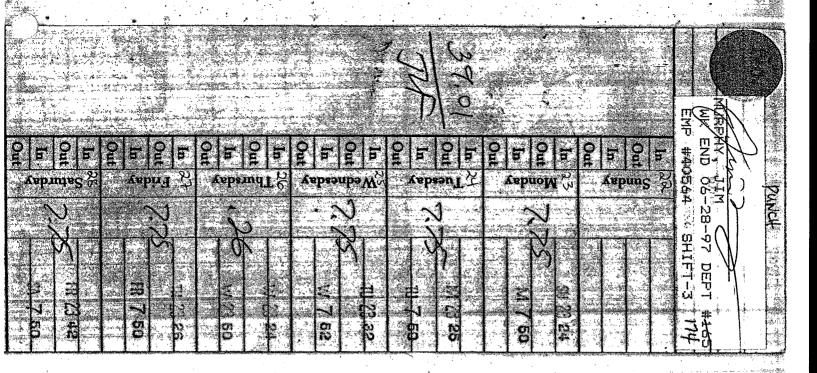
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#### Jedidiah (Jim) Isaac Murphy

Psychosocial Evaluation for Sentence Mitigation

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# Jedidiah Isaac Murphy

Born September 1, 1975, the fifth child to Hope Abbot and the second child to Roy Don Kines, an alcoholic and a violent man.

Ms. Abbot said she would throw herself between Roy Don and the children to keep him from beating them.

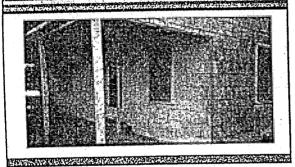
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# Jedidian Isaac Wurohy p. 2

Mr. Murphy said that his father did become very physically abusive of the children, according to family reports, but he did not recall.

He did remember his father knocking his mother's teeth out and being taken to jail.

Early Years: Lived in Kaufmann with biological parents; sibs and half sibs.

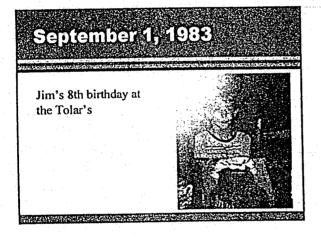


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Placed by mother in Buckner Children's Home, with all five siblings, at age 5

Mother came and got her three oldest, Tonya, Tammy, and Bubba, leaving Jim, Donnie, and their younger sister at Buckner.

# Buckner Children's Home



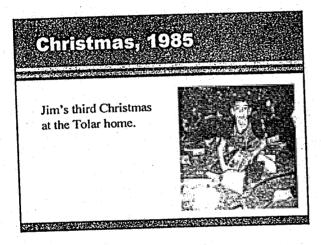
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Jim's first Tolar		
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Donnie		

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Jim looking at	
his grandfather	
at the Tolar's	列河
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# Significant events

Ms. Tolar reported that Jim's father and both grandparents died while he was with them.

Jim and Donnie always told Ms. Tolar that they were at Buckner because their mama did not want them.



August	25, 198	36	
Jim's 11th	birthday at		
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Jim's last Christmas at the Tolars. He was 12 years old



#### Behavior Problems

Donnie said the boys would give Ms. Tolar problems. Mr. Tolar would come home and would beat them. He said they were locked in closets, locked out of the house, whipped with bed slats, and not fed at times.

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## Behavior Problems

Jim recalled that the Tolars were mean to him and his brother, and abused him, and "Donnie took up for me and that presented a problem and it just snowballed."

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#### Next placement

Jim was in another foster placement in Fruitvale. Donnie went to another adoption with Mr. Garth Looney. Donnie still lives with his second adoptive father. When he was 17 and Jim was 16, the boys were able to visit one another again, having been separated for about four years.

#### Murphy adoption

Jim was finally adopted by the Murphy family at the age of 12, on about March 4, 1987, because Ms. Murphy saw him at the Fruitvale school, where she taught, and thought he looked like a good companion for her son, because of his size.

The Murphy's divorced, and Jim blamed himself, though they may have been divorced once before. He went with Mr. Murphy.

#### The Murphy adoption

Jim said the Murphys were the "...all American dream," for him, at first, and then "...they split up. Everything went wrong." He felt that because Mr. Murphy did more with him than he did with his own son, the split was all his fault.

#### The Murphy adoption, p. 2

Jim said that Ms. Murphy would have all of his school records, "...but she hates me with a passion because I went to live with mv dad."

"...I sent her a picture of my daughter and she sent it back--she really don't like me any more."

#### Alcohol history

Jim started drinking when he was 14 and became a serious drinker and drug user during the next few years. He reportedly quit using drugs in 1998, at the age of 23.

He established a common-law marital relationship with Chelsea Willis in 1995. When he drank, he was violent and abusive, and as the relationshin faltered, he became suicidal.

May 27,1992 Jim Murphy graduated from Edgewood High School in the middle of his advanced class program; college prep courses	

# Adult years

6/12/94 arrest and 1/18/95 conviction for Burglary of a Habitation and of a Motor vehicle (gun and cell phone), age 19, incarcerated at boot camp at TDC, then ten years probation

8/17/97 Head-butted Chelsea in fight, arrested for assault/bodily injury (Jeanne Evans hit in left eye)

#### **Work history**

He worked as a welder, in intermittent periods of sobriety. Dates at which his employment noted in file:

3/2/95 H and K Distribution, Dallas

2/2/96 Applied at Speedo, bartender

4//8/99 was working at Big C Construction

Wor	k history,	p. 2					***
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2/15/00	Started at Argon						
6/22/00	Was then working	ng at Griffin Produc	xts				
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Med	ical history
5/13/96	Gastritis, chest pain, vomiting black substance, heavy drinking
3/4/97	Shot nail gun through left thumb, pulled nail out
5/15/97	Clean drug screen
9/23/97	Foot caught in hole, hurt back

GERHEUNAPAZ	
Conjunctivitis, right eye comeal abrasion	
Laceration of right hand at work	
Oak haven for 10 days: suicide attempt, OD on 40 pills, Dx 303.90, atch depend,	
GAF 50-55 on discharge	
	abrasion  Laceration of right hand at work  Oak haven for 10 days: suicide attempt,

Confidential

Minnesota Multiphasic Personality Inventory-2 Millon Clinical Multiaxial Inventory-III TOMM

Collateral Contacts, including: Chelsea Willis

> Hope Abbott Garth Looney Donnie Looney

Tonya Thorp Celeste Tolar

#### Background and Interview Observations:

Jedidiah (Jim) Isaac Murphy was interviewed and tested at the Lou Sterritt Jail, West Tank, where he was being held awaiting trial for capital murder. He expressed willingness to cooperate after being told the purpose of the evaluation, the potential range of outcomes of the evaluation, and the lack of confidentiality inherent in forensic evaluations. He expressed an understanding that I was going to interview and evaluate him, interview various family members, and review documents pertaining to his educational and medical records, in order to provide information to the trier of fact regarding any factors that might mitigate against the imposition of the death penalty. Mr. Murphy was seen on three occasions, each time for interview and testing, and was cooperative, communicative, and appropriately focused at each session. During the second testing session, the lights in the jail briefly went off, but he did not seem excessively distressed by this event. During the third session, he was seen in a holding cell outside the courtroom, where it was necessary that he stand during completion of one instrument, the TOMM. He was clearly more fatigued and distressed on this occasion, and expressed frustration that his medication was not being administered at the usual time each day, and that he was having some difficulty getting sufficient sleep.

Jim Murphy provided the following history. He indicated that he was born September 1, 1975, the youngest of four children born to his parents. His father was Roy Don Kines, and his mother was Hope Kines. He had two older sisters, Tonya and Tammy, and one older brother, Donnie. He said that he also had a fleet of half- and step-siblings. Each parent had been married other times. He reported that his father was in construction work, and his mother was a nurse. His father was an alcoholic and died in 1983 because of complications of alcoholism, according to Mr. Murphy. He reported that his parents were separated when his father died. He explained that his mother had taken her three children from a prior marriage, and had left the family when he was four or five years of age. He said that she took Tonya, then 13 years of age, Tammy, then 12 years of age, and Bob (Bubba), then 11 years of age.

Mr. Murphy reported that he and his family lived with his father's parents in Kaufman before the separation. He said that his mother left because his father was very abusive, and he said that he has heard that his father eventually became extremely abusive of the children, but he does not ever remember being abused at his father's hand. He remembered his father beating his mother and knocking her teeth out, and then being taken to jail and to a mental institution. Mr. Murphy

#### Jedidiah (Jim) Isaac Murphy

Psychosocial Evaluation for Sentence Mitigation

#### Special Issue

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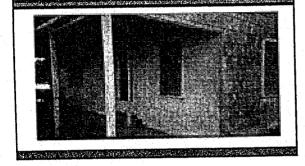
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Jim Murphy's father

Roy Don Kines



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#### **Buckner Children's Home**

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# September 1, 1983 Jim's 8th birthday at the Tolar's

# Christmas, 1983 Jim's first Tolar Christmas, age 8, with Donnie

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Jim looking at his grandfather at the Tolar's during his first Christmas there



# Paternal grandparents and the children

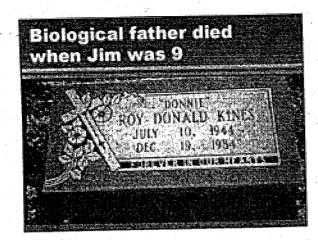
Mr. and Margaret Kines, Jim Murphy and his brothers



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Jim's third Christmas at the Tolar home.	

August 25, 198	36
Jim's 11th birthday at the Tolars	TO SERVE

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#### Adult years

6/12/94 arrest and 1/18/95 conviction for Burglary of a Habitation and of a Motor vehicle (gun and cell phone), age 19, incarcerated at boot camp at TDC, then ten years probation

8/17/97 Head-butted Chelsea in fight, arrested for assault/bodily injury (Jeanne Evans hit in left eye)

THE RESIDENCE OF STREET AND THE PROPERTY OF STREET

## Work history

He worked as a welder, in intermittent periods of sobriety. Dates at which his employment noted in file:

3/2/95

H and K Distribution, Dallas

2/2/96

Applied at Speedo, bartender

4//8/99

was working at Big C Construction

Wor	k history; p. 2				<u> </u>	
2/15/00	Started at Argon Gas about then					
6/22/00	Was then working at Griffin Products					
			<u>·</u>			
		99				

5/13/96	Gastritis, chest pain, vomiting black substance, heavy drinking
3/4/97	Shot nail gun through left thumb, pulled natt out
5/15/97	Clean drug screen
9/23/97	Foot caught in hole, hurt back

Med	ical history; p. 2	
8/30/98	Conjunctivitis, right eye comeal abrasion	
9/18/98	Laceration of right hand at work	
11/19/98	Oak haven for 10 days: suicide attempt, OD on 40 pills, Dx 303.90, atch depend, GAF 50-55 on discharge	
	GAF 50-55 off discharge	

Minnesota Multiphasic Personality Inventory-2 Millon Clinical Multiaxial Inventory-III TOMM Collateral Contacts, including:

Chelsea Willis
Hope Abbott
Garth Looney
Donnie Looney
Tonya Thorp
Celeste Tolar

#### Background and Interview Observations:

Jedidiah (Jim) Isaac Murphy was interviewed and tested at the Lou Sterritt Jail, West Tank, where he was being held awaiting trial for capital murder. He expressed willingness to cooperate after being told the purpose of the evaluation, the potential range of outcomes of the evaluation, and the lack of confidentiality inherent in forensic evaluations. He expressed an understanding that I was going to interview and evaluate him, interview various family members, and review documents pertaining to his educational and medical records, in order to provide information to the trier of fact regarding any factors that might mitigate against the imposition of the death penalty. Mr. Murphy was seen on three occasions, each time for interview and testing, and was cooperative, communicative, and appropriately focused at each session. During the second testing session, the lights in the jail briefly went off, but he did not seem excessively distressed by this event. During the third session, he was seen in a holding cell outside the courtroom, where it was necessary that he stand during completion of one instrument, the TOMM. He was clearly more fatigued and distressed on this occasion, and expressed frustration that his medication was not being administered at the usual time each day, and that he was having some difficulty getting sufficient sleep.

Jim Murphy provided the following history. He indicated that he was born September 1, 1975, the youngest of four children born to his parents. His father was Roy Don Kines, and his mother was Hope Kines. He had two older sisters, Tonya and Tammy, and one older brother, Donnie. He said that he also had a fleet of half- and step-siblings. Each parent had been married other times. He reported that his father was in construction work, and his mother was a nurse. His father was an alcoholic and died in 1983 because of complications of alcoholism, according to Mr. Murphy. He reported that his parents were separated when his father died. He explained that his mother had taken her three children from a prior marriage, and had left the family when he was four or five years of age. He said that she took Tonya, then 13 years of age, Tammy, then 12 years of age, and Bob (Bubba), then 11 years of age.

Mr. Murphy reported that he and his family lived with his father's parents in Kaufman before the separation. He said that his mother left because his father was very abusive, and he said that he has heard that his father eventually became extremely abusive of the children, but he does not ever remember being abused at his father's hand. He remembered his father beating his mother and knocking her teeth out, and then being taken to jail and to a mental institution. Mr. Murphy

1 TRIAL COURT CAUSE NO. F00-02424-M 2 THE STATE OF TEXAS IN THE 194TH DISTRICT 3 VS. COURT OF DALLAS COUNTY 4 JEDIDIAH ISAAC MURPHY E X 5 I, Darline W. LaBar, Official Court Reporter of the 194th Judicial District Court, in and for Dallas County, 6 Texas do hereby certify that the foregoing exhibits 7 constitutes true and complete duplicates of the original 8 exhibits, excluding physical evidence, offered into evidence 9 during the Trial on the Merits By Jury in the above-entitled 10 and numbered causes as set out herein before the Honorable F. 11 Harold Entz, Jr., Judge of the 194th District Court of Dallas 12 County, Texas, beginnining the 26th day of February, A.D., 13 2001. 14 15 I further certify that the total cost for the preparation of this Reporter's Record is 16 be paid by Dallas County, State of Texas. 17 18 Witness my hand this the 27th day of November, A.D., 19 2001. 20 21

DARLINE W LARAR

Official Court Reporter

194th Judicial District Court

Dallas County, Texas

(214) 653-5803

Certification No. 1064 Expires December 31, 2002

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